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ROCKY FLATS FIELD OFFICE  
P.O. BOX 928  
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Gentlemen:

Enclosed please find two copies of the Final 1997 Rocky Flats Cleanup Agreement  
(RFCA) Implementation Guidance Document, dated August 1997.

Should you have any questions regarding this matter please contact John Morris at  
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Sincerely,

*John C. Morris*  
for Steven W. Slaten  
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Enclosure

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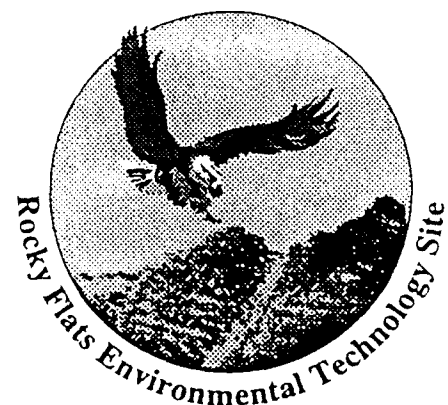
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**Rocky Flats Cleanup  
Agreement, Appendix 3**

**RFCA Implementation  
Guidance Document**

**Final**



**August 1997**

**AR: SW-A-002441**

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## ACRONYMS

|         |   |
|---------|---|
| AFP     | Approved Funding Program  |
| APO     | analytical project office   |
| ALARA   | as low as reasonably achievable   |
| ALF     | RFCA Action Levels and Standards Framework for Surface Water,<br>Groundwater, and Soils |
| AOC     | area of concern   |
| APEN    | Air Pollution Emission Notices  |
| AR      | Administrative Record   |
| ARAR    | Applicable or Relevant and Appropriate Requirement                                      |
| BRA     | Baseline Risk Assessment  |
| CAA     | Clean Air Act and Amendments  |
| CAB     | Citizen's Advisory Board  |
| CAD/ROD | Corrective Action Decision/Record of Decision   |
| CADCD   | Colorado Air Pollution Control Division   |
| CAMU    | Corrective Action Management Unit   |
| CDPHE   | Colorado Department of Public Health and Environment                                    |
| CDD     | Closure Description Document  |
| CEARP   | Comprehensive Environmental Analysis and Response Program                               |
| C/ED    | DOE Office of Communication and Economic Development                                    |
| CERCLA  | Comprehensive Environmental Response, Compensation and Liability Act                    |
| CHWA    | Colorado Hazardous Waste Act  |
| CMS/FS  | Corrective Measure Study/Feasibility Study  |
| COC     | chemicals of concern  |
| CR      | Continuing Resolution   |
| CRA     | Comprehensive Sitewide Risk Assessment  |
| CWA     | Clean Water Act   |
| CWQCC   | Colorado Water Quality Control Commission   |
| CWTF    | Consolidated Water Treatment Facility   |
| DMP     | Data Management Plan  |
| DNFSB   | Defense Nuclear Facilities Safety Board   |
| DOE     | Department of Energy  |
| DOP     | Decommissioning Operations Plan   |
| DPP     | Decommissioning Program Plan  |
| DQO     | Data Quality Objective  |
| DRC     | Dispute Resolution Committee  |
| EE/CA   | Engineering Evaluation/Cost Assessment  |
| EPA     | Environmental Protection Agency   |

|           |  |
|-----------|--|
| ER        | Environmental Restoration  |
| ERA       | Ecological Risk Assessment   |
| ERAM      | Ecological Risk Assessment Methodology                                     |
| FFCA      | Federal Facility Compliance Act  |
| FIP       | Field Implementation Plan  |
| FSP       | Field Sampling Plan  |
| FY        | fiscal year  |
| GRA       | General Response Actions   |
| HA        | Hazard Analysis  |
| HASP      | Health and Safety Plan   |
| HHRAM     | Human Health Risk Assessment Methodology                                   |
| HQ        | DOE Headquarters   |
| HRR       | Historical Release Report  |
| HWIR      | Hazardous Waste Identification Rule  |
| IAG       | Interagency Agreement  |
| IA IM/IRA | Industrial Area Interim Measures/Interim Remedial Action Decision Document |
| IGD       | Implementation Guidance Document   |
| IHSS      | Individual Hazardous Substance Site  |
| IM/IRA    | Interim Measure/Interim Remedial Action                                    |
| IMP       | Integrated Monitoring Plan   |
| ISB       | Integrated Sitewide Baseline   |
| IWMP      | Integrated Water Management Plan   |
| LDR       | Land Disposal Restrictions   |
| LRA       | Lead Regulatory Agency   |
| M2SD      | mean plus two standard deviations  |
| MAL       | Master Activity List   |
| MCL       | Maximum Contaminant Level  |
| MCS       | Management Control System  |
| NCP       | National Contingency Plan  |
| NEPA      | National Environmental Policy Act  |
| NESHAP    | National Emissions Standards for Hazardous Air Pollutants                  |
| NFA       | No Action/No Further Action/No Further Remedial Action                     |
| NLR       | No Longer Representative   |
| NPDES     | National Pollutant Discharge Elimination System                            |
| NPL       | National Priorities List   |
| OC        | Office of Communication  |
| OMB       | Office of Management and Budget  |
| OSHA      | Occupational Safety and Health Act   |
| OU        | Operable Unit  |
| PAC       | Potential Area of Concern  |
| PAM       | Proposed Action Memorandum   |
| PCB       | Polychlorinated Biphenyl   |
| PCOC      | potential chemicals of concern   |
| PEG       | Program Execution Guidance   |

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|            |   |
|------------|---|
| POC        | Points of Compliance  |
| PP         | Proposed Plan   |
| PP/CAD/ROD | Proposed Plan/Connective Action Decision/Record of Decision |
| PPE        | personal protective equipment                               |
| PPRG       | Programmatic Preliminary Remediation Goal                   |
| QAPJP      | Quality Assurance Project Plan                              |
| QC         | Quality Control   |
| RBC        | Risk-Based Concentration                                    |
| RCRA       | Resource Conservation and Recovery Act                      |
| RFCA       | Rocky Flats Cleanup Agreement                               |
| RFEDS      | Rocky Flats Environmental Data System                       |
| RFETS      | Rocky Flats Environmental Technology Site                   |
| RFFO       | Rocky Flats Field Office                                    |
| RFI/RI     | RCRA Facility Investigation/Remedial Investigation          |
| RFSIPIP    | Rocky Flats Sitewide Integrated Public Involvement Plan     |
| RI/FS      | Remedial Investigation/Feasibility Study                    |
| RPO        | Representative Process Options                              |
| RSOP       | RFCA Standard Operating Protocols                           |
| SAFER      | Streamlined Approach for Environmental Restoration          |
| SAP        | Sampling and Analysis Plan                                  |
| SCCB       | Site Change Control Board                                   |
| SEC        | Senior Executive Committee                                  |
| SEDRC      | State-EPA Dispute Resolution Committee                      |
| SESEC      | State-EPA Senior Executive Committee                        |
| SNM        | special nuclear material                                    |
| SRA        | Support Regulatory Agency                                   |
| SWD        | Soil and Water Database                                     |
| TM         | Technical Memorandum  |
| TSCA       | Toxic Substance Control Act                                 |
| UBC        | under building contamination                                |
| USACE      | United States Army Corps of Engineers                       |
| UCL95      | 95% Upper Confidence Limit                                  |
| UTL        | upper tolerance level                                       |
| WPD        | Work Proposal Document                                      |

## **1.0 INTRODUCTION**

### **1.1 SCOPE AND PURPOSE OF ROCKY FLATS CLEANUP AGREEMENT AND IMPLEMENTATION GUIDANCE DOCUMENT**

The Rocky Flats Cleanup Agreement (RFCA) describes the regulatory framework for performing Environmental Restoration (ER) and decommissioning activities at the Rocky Flats Environmental Technology Site (RFETS). RFCA replaces the 1991 Interagency Agreement (IAG) (DOE, 1991). RFCA parties include the Department of Energy (DOE), the Environmental Protection Agency Region VIII (EPA), and the Colorado Department of Public Health and Environment (CDPHE). The RFCA requires the preparation of an Implementation Guidance Document (IGD). (See RFCA ¶78). The IGD is a tool that the RFCA parties will use to guide the planning, decisionmaking, and implementation of ER and decommissioning at the RFETS.

Consistent with RFCA ¶25aj, the IGD includes information on:

- Technical approach
- Content of specific decision documents
- Implementation of accelerated actions and decommissioning
- Risk assessment

The intended purposes of the IGD are to:

- Provide a "roadmap" for project managers
- Promote the understanding and satisfaction of non-RFCA authorities
- Standardize and expedite the planning and execution of work
- Provide additional interpretation/clarification of RFCA
- Illustrate the procedures for work prioritization and budgeting

Project management must address a variety of RFCA topics during the planning and execution of work. The IGD is intended to organize RFCA subject matter in a manner that highlights relevant language that may be widely distributed throughout RFCA text. In this way the IGD acts as a roadmap that provides access to relevant RFCA language.

While RFCA is a broad regulatory agreement that will be the primary authority for decommissioning and ER, other independent regulatory authorities must also be considered and addressed. As such, an additional purpose of the IGD is to identify regulatory authorities external to RFCA, to promote their consideration, and to ensure that these external authorities are addressed.

The IGD provides sample schedules, sample tables of contents and other discussion materials to standardize work planning and execution. Although the IGD is not enforceable, a

commitment by the parties to accomplish work within the schedules provided will make parties accountable and expedite work. In addition, without a clear commitment from the parties to honor the scheduling developed during project scoping, it will be difficult to establish meaningful budgets that optimize funding.

Many complex technical and regulatory issues are within the scope of RFCA. It is impossible to craft a legal agreement that will, without interpretation, provide unambiguous language that covers every circumstance. For this reason, in some circumstances, the IGD will provide clarification to RFCA. The IGD will be particularly useful when procedural nuances have not been explicitly addressed. In such instances, the IGD consensus process will determine appropriate terms under which the planning and execution of work will be accomplished on a project-specific basis.

Finally, the IGD provides illustrations to aid understanding of the work prioritization and budgeting process. This multi-step process represents a cooperative risk management exercise that is a vital element in the process to move RFETS through the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA); Resource Conservation and Recovery Act (RCRA); and Colorado Hazardous Waste Act (CHWA) process to closure.

## **1.2 ORGANIZATIONAL AND FUNCTIONAL RESPONSIBILITIES**

One purpose of RFCA is to integrate CERCLA, RCRA, and CHWA regulatory authorities in a manner that minimizes conflict and expedites action. To that end, a stated objective of the IGD is to employ the same basic approach regardless of whether the work is related to the Industrial Area or the Buffer Zone. (See RFCA ¶78). RFCA also seeks to eliminate unnecessary tasks, duplicate reviews and to minimize the impact of overlapping statutory authorities. (See RFCA ¶25l and ¶25o).

RFCA provides for a Lead Regulatory Agency (LRA) and Support Regulatory Agency (SRA) and prescribes the responsibilities of each. In ¶25aq, RFCA defines the LRA as:

*...that regulatory agency (EPA or CDPHE) which is assigned approval responsibility with respect to actions under this Agreement at a Particular Operable Unit.... In addition to its approval role, the LRA will function as the primary communication and correspondence point of contact. The LRA will coordinate technical reviews with the Support Regulatory Agency and consolidate comments, assuring technical and regulatory consistency, and assuring that all regulatory requirements are addressed.*

In ¶25br, RFCA defines the SRA as:

*...the regulatory agency (EPA or CDPHE) that, for purposes of streamlining implementation of this Agreement, where applicable, shall defer exercise of its regulatory authority at one or more particular OUs until the completion of all accelerated actions. The SRA may, however, provide comments to the LRA regarding proposed documents and work.*

In addition, ¶57 of RFCA obligates each party to prepare a written description of its internal organization to be included in the IGD. Each party must designate one or more individuals to perform the functions of project coordinator. This designation may be changed by written notification to the other parties. Each party must also specify one or more points of contact for sending, receiving, and distributing correspondence.

The following sections provide the required description of key functional areas for each RFCA party. Updates will be incorporated on an as-needed basis.

### **1.2.1 CDPHE Internal Organization and Project Coordinators**

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Senior Executive Committee: Jack McGraw

## **1.3 ENFORCEABILITY OF RFCA, ATTACHMENTS, APPENDICES, AND IGD**

CHWA permits, Clean Air Act (CAA) permits, National Pollutant Discharge Elimination System (NPDES) permits, and National Environmental Policy Act (NEPA) obligations are clearly outside of RFCA jurisdiction. Regardless, the RFCA does provide mechanisms to integrate these permits with the activities that are subject to RFCA. Specifically, RFCA addresses:

- Remedial activities for Individual Hazardous Substance Sites (IHSSs)
- Decommissioning
- Federal Facility Compliance Act (FFCA) compliance for mixed wastes that are not proposed for treatment under the Site Treatment Plan
- Timely completion of milestones
- Closure of underground storage tanks

Within this realm, RFCA consists of a hierarchy of documents with distinct legal enforceability. The preamble to RFCA, the IGD, and the RFCA appendices are not enforceable, while the body of the RFCA and RFCA attachments are enforceable. Consistent with its title, the IGD is a guidance document and is not binding on DOE, CDPHE or EPA, but will be used by the parties for reviewing the adequacy of documents and work.

## **1.4 OVERVIEW OF THE IGD**

The IGD consists of five major sections: (1) Introduction, (2) Project Scoping and Regulatory Integration, (3) Technical Approach and Procedures, (4) Administration, and (5) Public Involvement and Stakeholder Support. The Introduction discusses the scope and purpose of the IGD, the organizational and functional responsibilities of each party, and the enforceability of the IGD. The process for project scoping and the impact of RFCA on regulatory integration is discussed in Section 2. Section 3 provides technical and procedural detail related to the basic decision tools embodied in RFCA. Additionally, Section 3 discusses technical aspects of other supporting activities that are necessary components of the combined RCRA Corrective Action/CERCLA process. Examples include risk assessment and Applicable or Relevant and Appropriate Requirement (ARAR) analysis. Section 4 focuses on planning, budgeting, and administration of RFCA record keeping obligations. Processes to promote community involvement are presented in Section 5.

## **2.0 PROJECT SCOPING AND REGULATORY INTEGRATION**

A stated goal of RFCA is to streamline the decisionmaking process. To accomplish this, RFCA clarifies each party's role in decisionmaking and the legal and regulatory authorities under which the decisions are to be made. RFCA also seeks to create procedures that combine the CERCLA, RFCA, and CHWA requirements so that activities conducted pursuant to the RFCA will satisfy both CERCLA, RFCA, and the CHWA statutory requirements without duplicative paperwork.

One mechanism to promote streamlined decisionmaking is project scoping. RFCA defines scoping as:

*... that period of time, from initial conceptual development of proposed work to DOE's formal request for approval to perform work on an activity, during which DOE consults with the regulators regarding the goals, methods, breadth and desired outcome for such activity. (See RFCA ¶25bk).*

### **2.1 OUTLINE FOR PROJECT SCOPING**

Project scoping offers an early opportunity for the parties to evaluate and refine technical attributes of the proposed project and to evaluate the regulatory framework, including permitting requirements, within which the project will be conducted. Additionally, project scoping is an opportunity to define how the variety of RFCA requirements and procedures will be implemented. Careful project scoping provides an opportunity to resolve many issues. The overall purpose, process, and factors for project scoping are outlined below.

#### **Purpose and Approach**

- To speed decisionmaking and cleanup through
  - early identification of regulatory, physical, and resource barriers
  - a common understanding of goal and path
- To create a better product by using the experience and wisdom of more people

#### **Scoping Process**

- Identify players
- Provide information on proposed activity to each player
- Meet to scope the project

#### **Factors in Scoping**

- Purpose and goal of project
- Regulatory authorities
  - RFCA
  - authorities external to RFCA
- Decisionmakers
  - EPA
  - CDPHE
  - DOE

- Others
- Identify critical path events and time lines
- Integration issues
  - Waste management
  - Water management
  - Air
  - NEPA
  - Ecological concerns

## **2.2 SCOPING PROCESS**

As the first step in the initiation of a RFCA activity, a scoping meeting will be held between EPA, CDPHE, and DOE to coordinate the RFCA requirements. Consistent with the RFCA, the LRA will be based upon the location at which the activity will be conducted. The purpose of the meeting is to discuss the regulatory requirements and to agree on the scope of the action and the content of the decision document. Consistent with RFCA ¶s 89 and 107, estimated agency review times for Interim Measures/Interim Remedial Actions (IM/IRAs) will be determined. This is not necessary when scoping a Proposed Action Memoranda (PAM) since RFCA is quite specific regarding review duration. Permits which may be needed or which would otherwise be required in the absence of CERCLA §121(e)(1) and the National Contingency Plan (NCP) will be identified during the meeting. At the meeting, the LRA will inform DOE of the specific performance standards to be addressed within the decision document. Performance standards are generally expected to be based on the RFCA Action Levels and Standards Framework for Surface Water, Groundwater, and Soils (ALF), ARARs, or the Building Disposition guidelines in Attachment 9 of RFCA.

During scoping, one of three permit-related actions may occur. First, if the activity is exempt from permitting DOE will: 1) identify any permit that would be required; 2) identify the standards, requirements or limitations imposed upon the response action; and 3) propose how the response action will meet the standards, requirements or limitations. (See RFCA ¶17). This process will be identical to and coincide with the identification and resolution of ARARs for the response action. Consistent with RFCA ¶18, EPA and CDPHE will provide their positions on any permit waivers in a timely manner.

Second, if permits are required for off-site activities DOE will notify and, upon request, provide CDPHE and EPA with copies of the permit applications. (See RFCA ¶20).

Third, during scoping CDPHE will determine the need for permits for any RFCA non-decommissioning activity conducted in the Industrial Area so that appropriate permit application documentation may be packaged with the decision document for concurrent public review and approval. (See RFCA ¶103 and ¶104).

## **2.3 IDENTIFICATION OF SCOPE AND AUTHORITIES**

CERCLA, RCRA, and CHWA are the underlying regulatory authorities for RFCA. Understandably, RFCA directly defines the limits of the CERCLA/RCRA/CHWA cleanup authorities and directly facilitates the integration of the CERCLA/RCRA/CHWA cleanup authorities where they may overlap. In the process of defining the limits of the CERCLA/RCRA/CHWA cleanup authorities embodied in RFCA, the RFCA also serves to directly and indirectly clarify the interface of the CERCLA/RCRA/CHWA cleanup authorities with other regulatory authorities that are external to RFCA.

To illustrate this point, the following two lists were prepared. The first list outlines the scope of RFCA. The second list outlines regulatory authorities that are outside the scope of RFCA but will be integrated with RFCA activities. Where RFCA gives CDPHE procedural discretion, an item will appear on both lists and will be designated as "elective."

### **RFCA Scope**

- Decommissioning
  - Decontamination
  - Demolition
  - Dismantlement
- Environmental Restoration
  - Accelerated Actions
  - Remediation Waste Management in Corrective Action Management Unit (CAMU)
  - Risk Evaluations
  - ARARs
  - Corrective Action Decision/Record of Decision (CAD/ROD)
- Modifications to Decision Documents
- RCRA Closure
  - Permitted Units (elective)
  - Interim Status Closure (elective)
  - Final Disposition of Idle Equipment (elective)
- Budget Planning - Integrated Sitewide Baseline (ISB)
- Administrative Record (AR)
- RFCA Dispute Resolution
- Public Involvement

### **Scope External to RFCA**

- Deactivation
- Non hazardous Radioactive Waste Management
- RCRA Process Waste Management/Part B Permit
  - Waste Storage
  - Treatment to meet Land Disposal Restrictions (LDR)
  - Onsite Disposal (option)
- RCRA Closure

- Permitted Units (elective)
  - Interim Status Closure (elective)
  - Final Disposition of Idle Equipment (elective)
- NEPA
- Air Permitting and National Emission Standards for Hazardous Air Pollutants (NESHAP)
- NPDES (wastewater) and Stormwater Permitting
- Ecological Concerns
- Natural Resource Damage Assessment
- DOE Orders
- Toxic Substances Control Act (TSCA) (PCBs)

The RFCA scope and authorities are discussed in detail in Section 3.0 and associated appendices. The authorities and scope external to RFCA are discussed in Section 2.6.

## **2.4 DECISIONMAKING UNDER RFCA**

Although the underlying CERCLA and CHWA substantive authorities held by EPA and CDPHE remain unchanged by RFCA, the assignment of lead and support roles by RFCA has significant procedural effects on decisionmaking and dispute resolution. One example is the consolidation of air permit review and public comment with the RFCA decision process for an accelerated action.

RFCA combines three administrative structures to accomplish the integration of underlying CERCLA and CHWA cleanup authorities. First, RFETS has been divided into the Industrial Area and the Buffer Zone. Second, the RFCA provides for a LRA and a SRA. The combined effect of these RFCA administrative structures is to assign the lead role to CDPHE in the Industrial Area and the lead role to EPA in the Buffer Zone. (See RFCA ¶67).

The third administrative structure creates a class of "sitewide" issues. A list of sitewide documents is provided in RFCA ¶119. In contrast to the Industrial Area/Buffer Zone division of authority described above, sitewide documents and activities are subject to joint review and approval by CDPHE and EPA. For example, the Integrated Monitoring Plan (IMP) is a sitewide document which integrates a variety of monitoring obligations imposed under RFCA authorities and under authorities external to RFCA. The IMP summarizes sitewide monitoring requirements for air, surface water, groundwater, and ecology.

Figure 2-1 is a simplified illustration of the RFCA's assignment of lead responsibility (primary oversight) for activities at RFETS. It should be understood that Figure 2-1 includes both activities subject to RFCA authority and activities external to the RFCA. In addition, the figure has been simplified for clarity and may not accurately depict the relative amount of work (e.g., the amount of remediation in the Industrial Area versus the amount of remediation in the Buffer Zone) or accurately depict every jurisdictional possibility. For instance, only very limited circumstances may exist where EPA will be the lead for decommissioning conducted in the Buffer Zone.

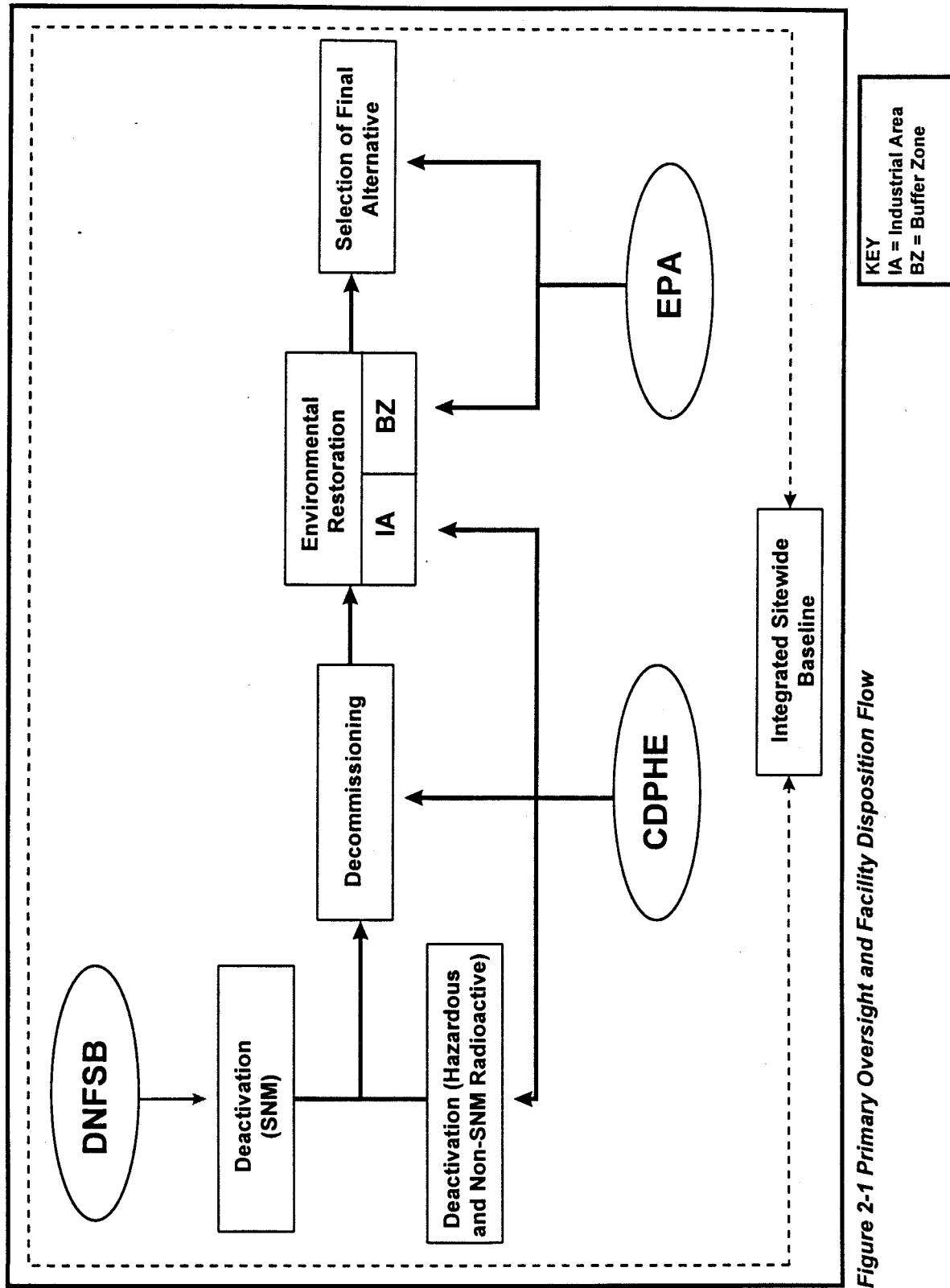


Figure 2-1 Primary Oversight and Facility Disposition Flow

## **2.5 FRAMEWORK FOR PROJECT SCOPING**

RFCA identifies five broad categories of activities, although deactivation is not directly subject to RFCA. Depending on the categorization of the activity and the location of the activity, specific procedures are provided in RFCA for those activities. The five major categories of activities include:

- Deactivation
- Decommissioning
- ER (Accelerated Actions)
- CAD/RODs
- Sitewide Treatment

For the first four categories of activities, there is potential for either a Buffer Zone or Industrial Area location, which creates a matrix of eight. This matrix of eight provides the basis for eight of the project scoping frameworks provided in Appendix A.

A ninth project scoping framework for sitewide treatment is also presented. A single project scoping framework for sitewide treatment is adequate because the joint authority is not dependent on the location of the treatment system.

In many instances, the project scoping framework reveals that some issues are not sensitive to either the type of activity or the location of the activity. In those circumstances, that portion of the framework may appear repetitive.

## **2.6 AUTHORITIES AND SCOPE EXTERNAL TO RFCA**

As noted earlier, a number of regulatory authorities external to RFCA need to be integrated with RFCA activities. It will be necessary to coordinate these external authorities during project scoping. These external authorities can be critical to timely project implementation. To facilitate the coordination, RFETS has created a checklist to ensure that each internal and external authority is considered. The RFETS Environmental Checklist is included in Appendix B. Because the RFETS Environmental Checklist is revised from time to time, it is necessary to obtain the most recent version from the RFETS NEPA group.

Consideration of waste management is crucial, as the activity by nature, is waste generating. Likewise, management of wastewater from deactivation, decommissioning and ER must be addressed pursuant to appropriate permits and approvals. Air permitting or emissions notifications will also be required in many instances. Depending on the scope of the activity, varying levels of NEPA evaluations may be triggered. Ecological issues related to wildlife, plants and wetlands may also require evaluation and mitigation. These topics are addressed in the following sections.

## **2.6.1 Waste Management**

Waste Management activities are subject to diverse requirements external to RFCA that are dependent upon the levels of radioactivity, the types of hazards and the management strategy employed. For that reason, the amount of waste anticipated from the activity must be evaluated so that onsite storage capacity, onsite or offsite treatment capability (as needed), and final offsite disposal options are identified. This evaluation is critical due to limited capacity for onsite storage, limited onsite and offsite treatment capabilities, restrictive waste acceptance criteria at currently licensed/permitted offsite disposal facilities, and the cost of waste management.

Two approaches will help to alleviate this situation. First, during scoping it is necessary to identify a feasible strategy for long-term waste management and to provide project-specific funding to implement the strategy. This "projectization" approach should minimize the generation of orphan wastes with no identified long-term management alternative. The waste management strategy should be sufficiently detailed to address:

- Identification and quantification of each waste stream
- Segregation and staging
- Short-term storage
- Treatment
- Sampling and packaging to meet waste acceptance criteria
- If appropriate, an existing contracting mechanism must be identified and modified or a new contract must be executed

This is not to say that long-term storage is not allowed. Instead, it obligates the project to identify and fund presently available long-term storage space or to fund and create new long-term storage space for those wastes where no other feasible management alternative is identified.

Second, CERCLA permit exemptions are available to decommissioning activities, to ER activities in the Buffer Zone, and to limited ER activities in the Industrial Area. These exemptions can streamline the approval of additional, protective storage capacity specifically designed to address the level of risk associated with the wastes. The basis for the exemptions must be included in a submittal to CDPHE and EPA. See Section 3.5 for a complete discussion of permit exemptions.

In addition, planning is underway to implement a Corrective Action Management Unit (CAMU) for temporary waste storage as a contingency if RFETS can not meet the goals of the Site Closure Plan (currently called the 2006 Plan). When completed, the CAMU may accept remediation wastes generated from RFCA decommissioning and ER activities. Process wastes that are also hazardous wastes are not within the definition of remediation wastes and will not be eligible for management in the CAMU. Similarly, some polychlorinated biphenyl (PCB) wastes (e.g., wastes generated from fluorescent light ballasts) will not be eligible for management in the CAMU.

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A variety of activities at the site involve disturbing and managing soils. Portions of the soil may be contaminated with hazardous or radiological constituents at varying levels. In many instances, management of the soils will be specifically addressed in a decision document or associated technical memoranda. In other situations (e.g., construction not associated with decommissioning or ER) there will be no RFCA decision document to cover the activity. In these situations, the soil should be managed in accordance with Section 3.12 of the IGD.

Wastes generated under RFCA/CERCLA authorities are subject to the CERCLA Offsite Rule. (See RFCA ¶19 and 40 CFR § 300.440). The CERCLA Offsite Rule requires a review of any offsite disposal facility used to dispose of wastes generated under CERCLA authority. The rule avoids having wastes from CERCLA authorized actions contribute to present or future environmental problems by directing these wastes to management units determined to be environmentally sound. The CERCLA Offsite Rule ensures that wastes generated under CERCLA authorities are transferred only to properly-permitted facilities that have no relevant violations or uncontrolled releases. Initial requests for CERCLA Offsite Rule determinations will be accomplished as part the procurement process. In addition, the determination of acceptability must be updated periodically. The required periodic updates will be obtained and documented by the contract representative.

## **2.6.2 Water**

Activities conducted pursuant to RFCA will generate a variety of wastewaters. In addition, the requirements for stormwater management and spill controls and countermeasures may be unique for each project.

RFETS petitioned the Colorado Water Quality Control Commission (CWQCC) on December 9, 1996 to modify surface water quality standards and use classifications for tributaries at RFETS. The CWQCC granted RFETS all of the requested changes, and these changes, effective March 2, 1997, will be incorporated in the new NPDES permit.

### **Wastewater and Incidental Water Management**

RFETS is also renewing its NPDES permit. The ALF directs EPA to issue the new NPDES permit within six months of its affective date of changes to the classifications and standards as a result of CWQCC action on the petition to modify the surface water quality standards. The draft NPDES permit renewal covers: discharges from the wastewater treatment plant, the Spill Prevention Control and Countermeasures/Best Management Plan, and the Stormwater Pollution Prevention Plan. In addition, EPA will consult with U.S. Fish and Wildlife Service on the NPDES renewal as required at 40 CFR § 122.49.

At present, a variety of wastewater treatment capability is available at RFETS. The continued availability of these wastewater treatment capabilities is subject to change. Pursuant to RFCA, an Integrated Water Management Plan (IWMP) (RFETS, 1996) has been developed as a sitewide document to evaluate short and long-term wastewater treatment needs. (See RFCA ¶119). As a reference source the IWMP provides a variety

of useful background information on RFETS water and wastewater management. The IWMP and updates should be considered during project scoping so that wastewater treatment capacity is available for project activities.

As activities proceed at RFETS, and wastewater treatment capacity is gradually reconfigured or removed from service, each project will have increasing responsibility to provide project-specific wastewater treatment capacity. To expedite any NPDES permitting that may be required, RFCA provides for a consolidated review process. (See RFCA ¶s 101 and 103). Depending on project complexity, the consolidated review process represents a commitment by EPA and CDPHE to perform review and public comment on permit applications concurrent with the accelerated action decision process. In addition, the consolidated review process is not supposed to require more time for approval than would otherwise be required under the IM/IRA or PAM process. (See RFCA ¶199).

The Final Interim Measures/Interim Remedial Action Decision Document for the Rocky Flats Industrial Area (IA IM/IRA) (DOE 1994c) defines incidental waters to include any waters that may accumulate in excavation sites, pits, trenches or ditches, secondary containments or berms, process waste valve vaults, electrical vaults, steam pits and other utility pits and or telephone manholes. Incidental waters also include fire suppression system discharges and the natural collection of precipitation and stormwater runoff in excavation pits, trenches and depressions. The IA IM/IRA authorizes management of incidental waters using currently available water treatment systems. See Section 3.13 for a complete discussion of wastewater and incidental water management options and procedures.

#### **Spill Prevention Control and Countermeasure/Best Management Practices Plan and Stormwater Pollution Prevention Planning**

Six months after the new NPDES permit is finalized, some activities will become directly subject to these requirements. Other activities may be subject to the substantive requirements as ARARs. In addition, some of the construction activity associated with decommissioning will be subject to select substantive requirements of the General Stormwater Permit for Construction Activities. By virtue of the CERCLA permit waivers, formal notification under that General Permit is not required for decommissioning conducted in the Industrial Area or accelerated actions conducted in the Buffer Zone.

Any construction activity where conditions exist that are different enough that it would be appropriate for an individual permit, may be subject to additional monitoring or substantive requirements not contained in the General Stormwater Permit for Construction Activities. Such conditions could include construction in a location contaminated from past industrial activities or where stormwater from the construction site comes into contact with industrial or process waters. The general permit is designed for use where the primary contamination anticipated is suspended solids mobilized by precipitation. However, water which falls on the site as "stormwater" may remain stormwater. Each proposed construction activity should be evaluated individually, with particular attention to the location's proximity to contamination, the proposed time frame, and the type of construction.

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Projects should also consider other potential impacts of the IA IM/IRA on RFCA activities. The IA IM/IRA imposes surface water, groundwater, and air monitoring requirements on transition activities of the type conducted during deactivation, decommissioning and accelerated actions.

### **2.6.3 National Environmental Policy Act**

In accordance with RFCA ¶95 and the June 1994 Secretarial Policy on NEPA, decision documents prepared under RFCA are to incorporate NEPA values. RFCA decision documents that are subject to public and/or agency review before the actions they describe are taken, ordinarily will not require separate RFETS NEPA documentation (e.g., a categorical exclusion or an environmental assessment). Those not subject to public review before action is taken, typically will require NEPA documentation. A draft of all RFCA decision documents must be submitted to the RFETS NEPA group for review to determine if: 1) separate NEPA documentation is required, and 2) NEPA values have been adequately incorporated.

For decommissioning activities, it is expected that NEPA values will be incorporated into the Decommissioning Program Plan (DPP). Any decommissioning not covered by the DPP will be subject to the process described above for decision documents.

After consultation with the stakeholders, or as a matter of policy, DOE may choose to prepare separate NEPA documentation for an action. If separate NEPA documentation is required, submittal of a project to the RFETS NEPA group for review should be by letter, preferably with a completed environmental checklist. Environmental checklist forms are available from the NEPA group. NEPA documentation, if required, would be a categorical exclusion or an environmental assessment.

Many projects may be categorically excluded unless there are factors that make a categorical exclusion inappropriate. Such factors include high levels of radiation, other risk factors, or impacts to wetlands, endangered species habitat or other environmentally-sensitive areas. Projects that may be categorically excluded must still receive documented approval. If a project is not eligible for a categorical exclusion, an environmental assessment will be required.

### **2.6.4 Air**

RFETS is subject to Colorado Air Pollution Prevention and Control Act and implementing regulations. An operating permit for RFETS is currently under development by the Colorado Air Pollution Control Division (CAPCD). To expedite any air permitting that may be required, RFCA provides for a consolidated review process. (See RFCA ¶101). The consolidated review process represents a commitment by EPA and CDPHE to conduct review and public comment on permit applications concurrent with the accelerated action decision process. In addition, the consolidated review process is not supposed to require

more time for approval than would otherwise be required under the IM/IRA or PAM process. (See RFCA ¶99).

The type of air permitting required is determined by an evaluation of the activity's potential to emit air pollutants and RFETS total emission inventory. In general, de minimus levels of emissions are not subject to air permitting. In some instances, a commitment to abide by existing site procedures (e.g., dust control) can be sufficient to ensure that emissions remain at de minimus levels. At higher levels of emissions, RFETS may be required to submit air permits and Air Pollution Emission Notices (APENs). APENs are used by CDPHE to inventory emissions for Prevention of Significant Deterioration attainment/non-attainment determinations. At high emissions levels modifications to the RFETS Title V Operating Permit may be required. The regulations do require that numeric determinations of estimated emissions be included in the application.

Umbrella or "bubble" type permits can also be obtained. This type of permit allows RFETS contractors and subcontractors to conduct multiple excavation, clean-up or demolition operations under a single permit which contains specified limits of annual pollutant emissions, scope definition and control requirements. Grouping of multiple operations on a single permit is allowed by the CAPCD, provided aggregated sources are similar. Once obtained, any project subject to the permit terms and conditions is required to document specified operation parameters to demonstrate compliance. The emission limitations established for "bubble permits" will allow for multiple projects annually. As long as the total permitted annual emissions are not exceeded and the controls specified in the permit are employed, no additional permitting or public comment is required.

### **2.6.5 Ecological Concerns**

As a federal natural resource trustee, the DOE (and its contractors) must act in the public interest with regard to conservation of natural resources. As a result of this responsibility, and for regulatory compliance, ecological concerns must be addressed during planning for projects at RFETS. Compliance with regulations such as the Endangered Species Act; Fish and Wildlife Coordination Act; Migratory Bird Treaty Act; Clean Water Act (CWA); and the Colorado Nongame, Threatened, and Endangered Species Act is required for RFETS activities. Several DOE policies and orders also mandate protection of ecological resources.

Many wildlife species at RFETS are managed and protected by the State of Colorado. Penalties for violations of state wildlife protection laws can include fines, compensation for damages, or imprisonment. The U. S. Fish and Wildlife Service administers the Endangered Species Act, the Fish and Wildlife Coordination Act, and the Migratory Bird Treaty Act. These acts provide protection of ecological resources from harm. The regulatory agency with the lead for making decisions related to wildlife issues should be determined during scoping.

Pursuant to the CWA, both the EPA and the U.S. Army Corps of Engineers (USACE) have jurisdiction over activities that affect RFETS wetlands. Generally, the EPA has jurisdiction over CERCLA activities, and the USACE has jurisdiction over non-CERCLA activities. The EPA reserves the right to make all jurisdictional determinations. If a project will affect wetlands, a mitigation plan must be developed and in place prior to beginning work. In addition to CWA requirements, DOE is required to protect wetlands under Executive Order 11990. Finally, wetlands impacts must be considered whenever water treatment and operations practices are modified or eliminated.

Prior to the start of work, RFETS activities must be evaluated by a qualified ecologist for potential to impact the Prebles mouse, migratory birds, threatened or endangered species and their habitats, and wetlands. Any outdoor work area must be surveyed in accordance with procedures 1-D06-EPR-END.03 (K-H, 1994a) and 1-G98-EPR-END.04 (K-H, 1994b).

If a protected species is found to be present at a work site, work may be delayed until consultation with the U. S. Fish and Wildlife Service has been completed.

Other resource protection issues of importance at RFETS include weed control and revegetation. Weed control on federal lands is mandated by the Federal Noxious Weed Act, the Colorado Weed Management Act, and the Jefferson County Undesirable Plant Management Plan. In areas where long-term soil disturbances will occur, or where revegetation will be done, projects should budget appropriate funds to meet weed control needs. Revegetation with native plant species, and limitation of the size of a surface disturbance, is controlled by DOE Order 6430.1A (DOE, 1989).

#### **2.6.6 Quality Assurance**

Quality assurance requirements are addressed in a graded approach in accordance with DOE Order 5700.6C (DOE, 1996e) for non-nuclear facilities, activities and services and with the NCP (40 CFR Part 300). Specifically 40 CFR §300.415 (b)(4)(ii) for CERCLA removal actions and 40 CFR §300.430(b)(8) for CERCLA remedial actions require Field Sampling Plans (FSPs), Sampling and Analysis Plans (SAPs), PAMs, IM/IRAs, RFCA Standard Operating Protocols (RSOPs) and Closeout Reports to address quality concerns.

#### **2.6.7 Health and Safety**

The regulatory authorities for worker health and safety during activities conducted pursuant to RFCA are the Occupational Safety and Health Act (OSHA) requirements found at 29 CFR Parts 1910 and 1926 and DOE Order 440.1 (DOE, 1995h). DOE Order 440.1 entitled, "Worker Protection Management" obligates DOE contractors to comply with the OSHA 29 CFR Parts 1910 and 1926 requirements. The requirements embodied in the OSHA regulations are addressed in the RFETS Health and Safety Practices manual (K-H, 1997), specifically HSP 21.03 which addresses hazardous waste operations.

### **3.0 TECHNICAL APPROACH AND PROCEDURES**

All remedial work at RFETS will be conducted as an accelerated action for one or more IHSSs, a closure plan for RCRA regulated units, or pursuant to a CAD/ROD for an Operable Unit (OU). (See RFCA ¶96). Decommissioning will be performed as described in the DPP or as described in individual Decommissioning Operation Plans (DOPs) for more complex activities. Deactivation, decontamination and decommissioning will be integrated with ER to ensure an orderly transition between programs.

To expedite remedial work and maximize accelerated risk reduction, the RFETS will make extensive use of accelerated actions for IHSSs, Potential Areas of Concern (PACs), and Under Building Contamination (UBC). For ease of discussion, "IHSSs," "PACs," and "UBCs" will all be termed as "IHSSs" for the remainder of this document.

The focus of the RFETS ER Program is on cleanup. The decision process will be developed using a bias for action that: (1) identifies IHSSs or evaluates the site for risk, (2) determines whether a cleanup is necessary, and if so, evaluates whether the IHSS is appropriate for an accelerated action, and (3) ranks the area relative to other IHSSs. The ER Process Flow is shown in Figure 3-1.

Following completion of all accelerated actions and decommissioning, the residual risks in the Industrial Area and the Buffer Zone will be evaluated through interpretation and incorporation of available data. (See Section 3.6.3).

#### **3.1 PROCESS/STRUCTURE**

The IAG (DOE, 1991) created 16 OUs. By the time the RFCA was implemented in 1996, OUs 11, 15, and 16 had been closed by means of CAD/RODs. Attachment 1 to RFCA and a prior modification to the IAG consolidated the remaining OUs into the seven OUs listed in Table 3-1.

Development of RFETS-specific documents is described with accompanying flow charts in the following sections. Development of standard CERCLA documents will be in accordance with the NCP and other available EPA guidance documents. Decision documents also include documentation for the decommissioning of buildings and structures.

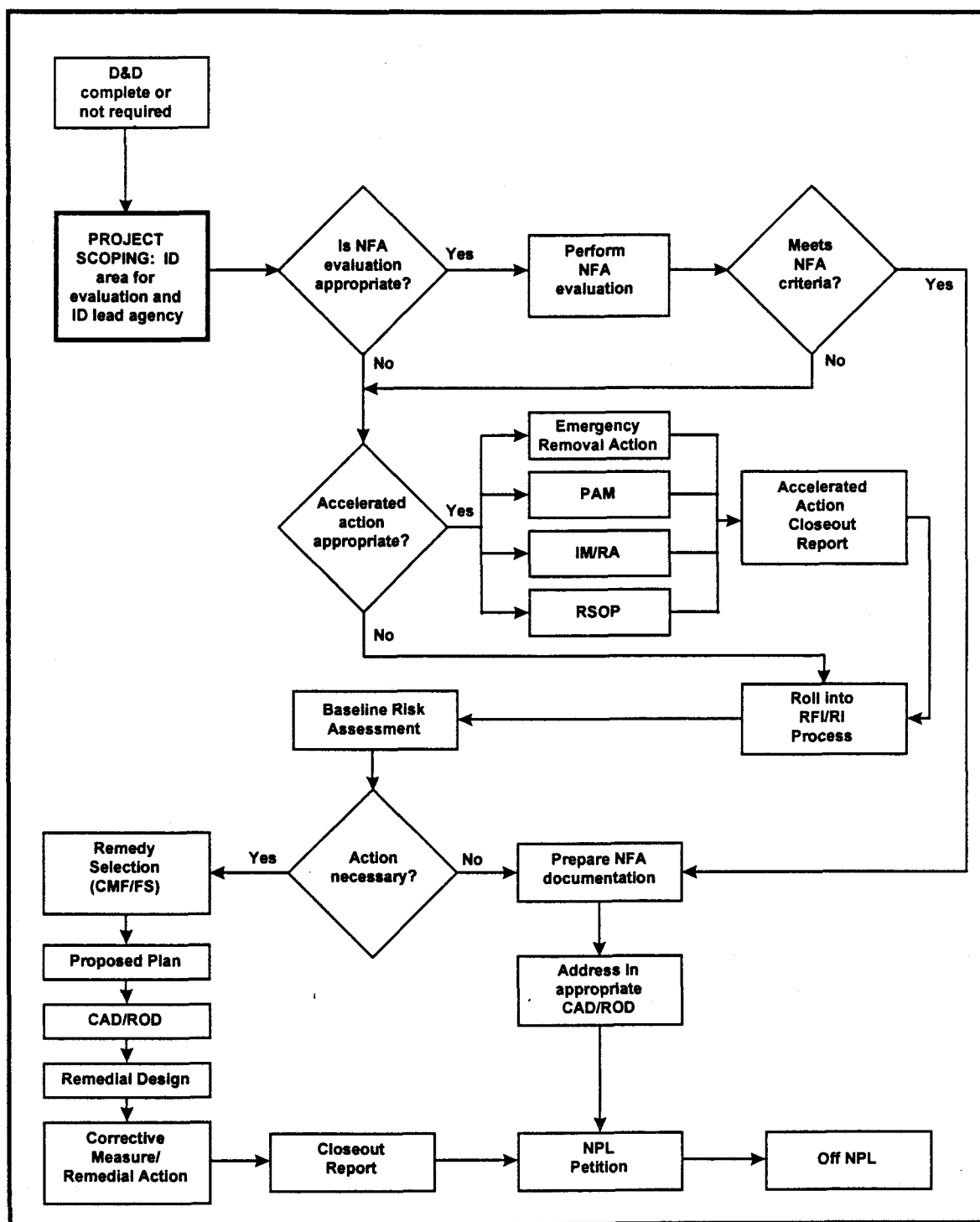


Figure 3-1 Environmental Restoration Process Flow

**Table 3-1 Operable Unit Consolidation at RFETS**

| OUs                | Consisting of   | LRA   |
|--------------------|---|-------|
| OU 1               | Current OU 1 IHSSs  | EPA   |
| OU 3               | Current OU 3 IHSSs  | EPA   |
| OU 5               | Current OU 5 IHSS except IHSSs 115 and 196<br>(Original Landfill)   | EPA   |
| OU 6               | Current OU 6 IHSS except IHSSs 143<br>(Old Outfall) and 165 (Triangle Area)   | EPA   |
| OU 7               | Current OU 7 IHSSs  | EPA   |
| Industrial Area OU | All IHSSs from OUs 4,8,9,12,13,14, IHSSs 115 and<br>196 from OU 6, plus all OU 10 IHSSs except IHSSs<br>170,174a and 174b (PU&D yard) | CDPHE |
| Buffer Zone OU     | All IHSSs from OU 2 and IHSSs 170, 174a and<br>174b from OU 10  | EPA   |

In developing any RFETS decision document, the DOE RFFO will meet with the regulators to present the approach to a given IHSS or remedial action as discussed. (See Section 2.0). Once the approach is agreed upon by all parties, development of the decision document will proceed as outlined below.

RFCA identifies several types of decisions for action or no action.

- IM/IRAs will be developed when a formal evaluation of remedial options is necessary or remedial activities are estimated to require more than six months from commencement of physical work to completion. The requirements for IM/IRAs are discussed in Section 3.1.1 and Appendix C.
- PAMs will be used where remedy selection is straightforward, and remedial activities are estimated to take less than six months from commencement of the physical work to completion. The requirements for PAMs are described in Section 3.1.2 and Appendix D.
- Emergency Removal Actions are discussed in Section 3.1.3.
- No Further Action (NFA) decisions for IHSSs will be documented in updates to the Historical Release Report (HRR), as described in Section 3.1.4 and detailed in Attachment 6 to RFCA.
- CAD/RODs have been or will be developed by DOE for OUs 1, 3, 5, 6, 7, 11, 15, and 16. Future CAD/RODs will be developed to document the final corrective action/remedial decision for the Buffer Zone and the Industrial Area. Development of CAD/RODs will follow EPA guidance. The RFCA approach to CAD/RODs is described in Section 3.1.5.
- The RFCA also identifies RSOPs that are applicable to routine ER and/or decommissioning activities that DOE may repeat without obtaining additional approval. Initial approval of an RSOP will be through an IM/IRA process. (See RFCA ¶25bo). The requirements for RSOPs are addressed in Section 3.1.6.
- The DPP is discussed in Section 3.1.11. (See RFCA ¶119k).

- Decommissioning Operation Plans (DOPs) for complex decommissioning activities, will be reviewed by the LRA via either the PAM or IM/IRA review process. (See RFCA ¶121). The requirements for DOPs are addressed in Section 3.1.12.

Supporting documents identified in RFCA which may be required for an IHSS to reach the decision document stage, may include RFI/RI work plans and reports and Corrective Measure Study/Feasibility Studies (CMS/FSs), which are part of the CAD/ROD process. Other supporting documents identified in RFCA are SAPs, Technical Memoranda (TM), Closeout Reports, and Treatability Study Reports where necessary. The development of SAPs is discussed in Section 3.2 and the development of TMs is discussed in Section 3.1.9.

Appendices are included which discuss the development of RFETS-specific documents. When documents will be developed using the standard CERCLA approach, the EPA guidance for developing these documents is cited.

The document review process is similar for all of the major documents identified in RFCA. Specific document review processes and times are found in Part 9 of RFCA. Generic schedules and suggested document formats are included with the IGD appendices.

During the public comment period, and after consultation with and approval by the LRA, DOE may initiate certain preliminary activities. These preliminary activities may include conducting appropriate sampling in accordance with the approved SAP and conducting any studies and administrative activities prerequisite to implementing the accelerated action.

If public comments are received, the approved Responsiveness Summary will be placed in public information repositories before the accelerated action is initiated except with regard to the preliminary activities described above. DOE will keep the LRA apprised of the progress of the activities required for implementation of the accelerated action through inclusion in the monthly project coordinators meeting, and the quarterly progress reports. (See RFCA ¶s 262 and 263).

### **3.1.1 Interim Measure/Interim Remedial Action Decision Documents**

IM/IRAs apply to interim remedial activities or removal actions that are estimated to take more than six months from the commencement of physical work to completion. (See RFCA ¶107). Remedial activities performed under an IM/IRA will, to the extent practicable, be consistent with and contribute to the efficient performance of any anticipated long-term remedial action. The IM/IRA may also serve as the RCRA Part B permit modification, where appropriate. If CDPHE determines an activity constitutes a RCRA Class 3 permit modification, the IM/IRA will be subject to the public comment process outlined in RFCA ¶108. The IM/IRA process is shown in Figure 3-2.

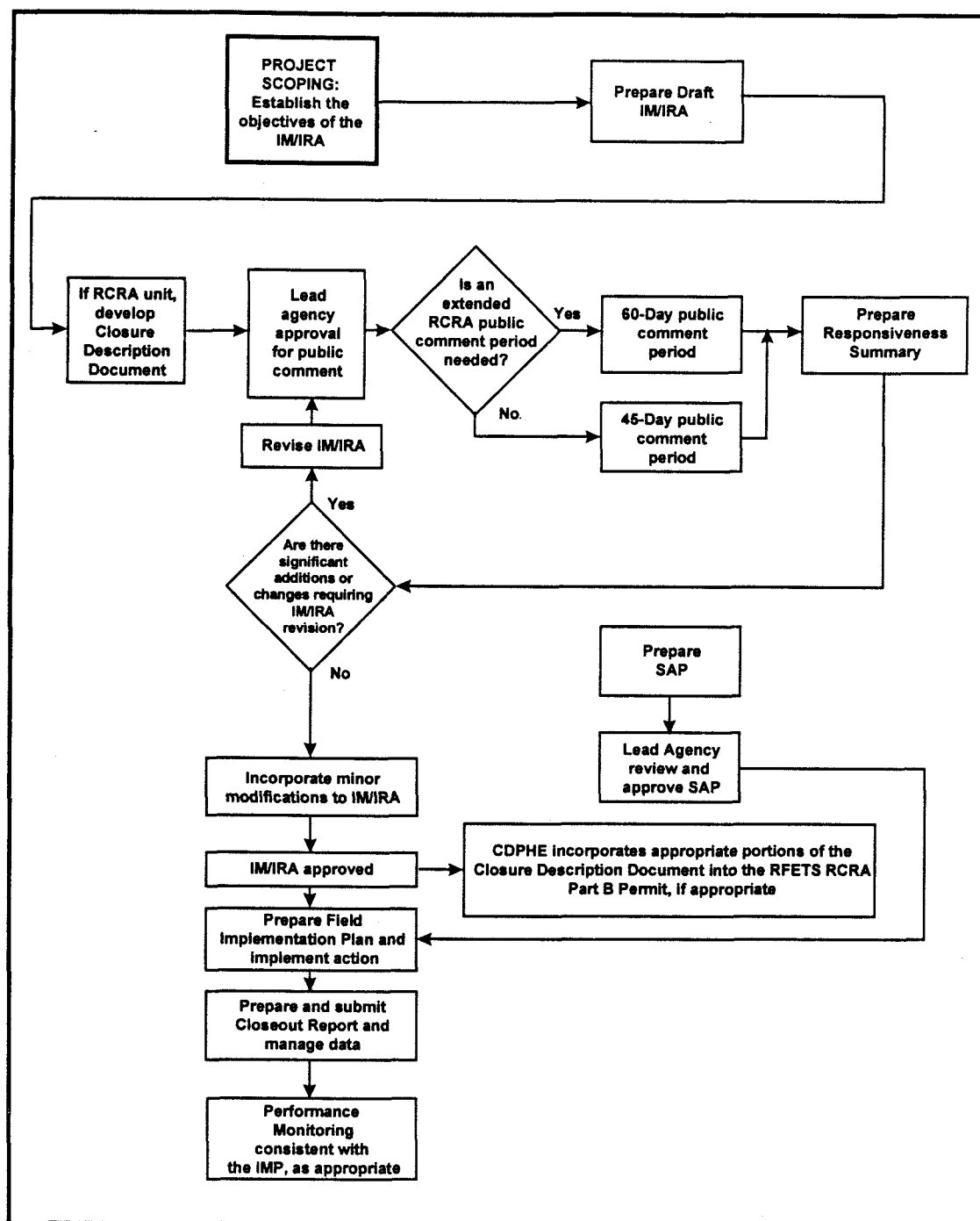


Figure 3-2 Interim Measures/Interim Remedial Action Process

IM/IRAs will also be developed for accelerated actions where several remedial options are available. These IM/IRAs will include evaluation of multiple alternatives and justification of the selected alternative.

The IM/IRA process requires production of three documents: the IM/IRA, the SAP, and the Closeout Report. Public comments are received and a formal responsiveness summary is included with the final IM/IRA. The responsiveness summary may also be prepared as a separate document. The document schedule will be set during Project Scoping consistent with RFCA ¶s 89, 107 and 108.

A SAP (see Section 3.2) is prepared concurrently with the IM/IRA and is finalized during the public comment period. Although the SAP is submitted to the agencies for review and approval, it is not reviewed by the public because of the technical detail. Any additional documents necessary to execute the accelerated action are not subject to either agency or public review. These documents include the Health and Safety Plan (HASP), the Hazards Analysis (HA), and the Field Implementation Plan (FIP). Although this type of information is vital to performing the action, it is not part of the authorizing sequence.

IM/IRA format and contents are discussed in Appendix C, Preparation of an IM/IRA. Consistent with RFCA ¶107, an IM/IRA includes:

*...a brief summary of data for the site, a description of the proposed action, an explanation of how waste management considerations will be addressed, an explanation of how the proposed action relates to any long-term remedial action objectives, proposed performance standards, all ARARs and action levels related to the proposed action; and an implementation schedule and completion date for the proposed action.*

Performance monitoring is required for all groundwater remedies and should be noted in the IM/IRA. Details of the monitoring will be developed and implemented through the Integrated Monitoring Plan (IMP) (DOE, 1997). Performance monitoring will be required for some soil remedies, and if appropriate, identified in the IM/IRA. (See Section 3.4E of the ALF).

If screening of alternatives is required, the Engineering Evaluation/Cost Assessment (EE/CA) process for streamlined alternatives analysis will be used as guidance. This can be found in EPA *Guidance on Conducting Non-Time Critical Removal actions Under CERCLA* (EPA, 1993). The schedule for developing an IM/IRA will follow the document review schedule outlined in ¶107 of RFCA (or ¶108, if applicable).

### 3.1.2 Proposed Action Memorandum

The PAM is the primary planning and implementation document for ER accelerated actions. Actions expected to take less than six months from commencement of construction to completion may be approved under the PAM process. (See RFCA ¶106). Closeout reports for actions performed under PAMs will have the same requirements and format as for actions performed under IM/IRAs. The purpose of the PAM is to describe the nature of the contamination, the proposed mitigating action, and an implementation schedule. The PAM preparation process is summarized in Figure 3-3. The PAM may also serve as a RCRA Part B permit modification, where appropriate.

The PAM process requires the production of three documents: the PAM, the SAP, and the Closeout Report. PAMs are four to thirty pages in length and reference existing information, previously published, and available documents detailing earlier field investigations. PAMs for accelerated actions are coordinated closely with EPA and CDPHE to minimize the number and duration of review cycles. Public comments are received and a formal responsiveness summary is included with the final PAM, which is revised as necessary.

A SAP (see Section 3.2) is prepared concurrently with the PAM and finalized during the PAM public comment period. Although the SAP is submitted to the agencies for review and approval, it is not reviewed by the public because of the technical detail. Additional documents necessary to execute the PAM are not subject to agency or public review. These documents include the HASP, the HA, and the FIP. Although this type of information is vital to performing the action, it is not part of the authorizing sequence.

Details of PAM preparation are found in Appendix D. Consistent with ¶106 of RFCA, a PAM includes:

*...a brief summary of data for the site; a description of the proposed action; an explanation of how waste management considerations will be addressed; an explanation of how the proposed action relates to any long-term remedial action objectives; proposed performance standards; all ARARs and action levels related to the proposed action; and an implementation schedule and completion date for the proposed action*

Performance monitoring is required for all groundwater remedies and should be noted in the PAM. Details of the monitoring will be developed and implemented through the IMP. Performance monitoring will be required for some soil remedies, and if appropriate should be identified in the PAM. (See Section 3.4.E. of the ALF).

Project scoping and the need for SAPs will be performed as described in Section 2 above. The schedule for developing a PAM will closely follow the document review schedule outlined in ¶106 of RFCA, and is illustrated in Appendix D.

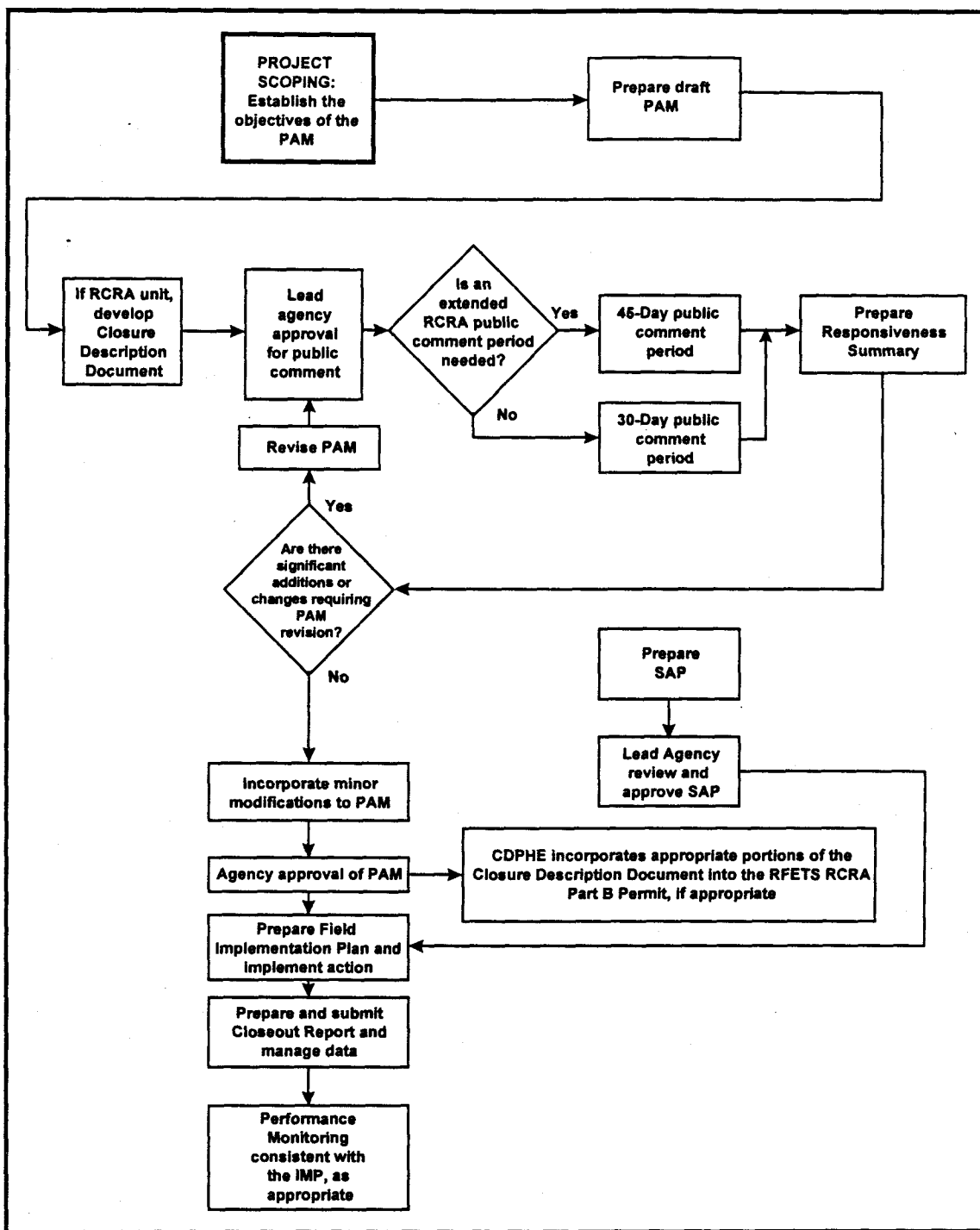


Figure 3-3 Proposed Action Memorandum Process

### 3.1.3 Emergency Removal Actions

As an errata to RFCA, a new clause at the beginning of the RFCA ¶96 that governs Emergency Removals was agreed upon, as follows:

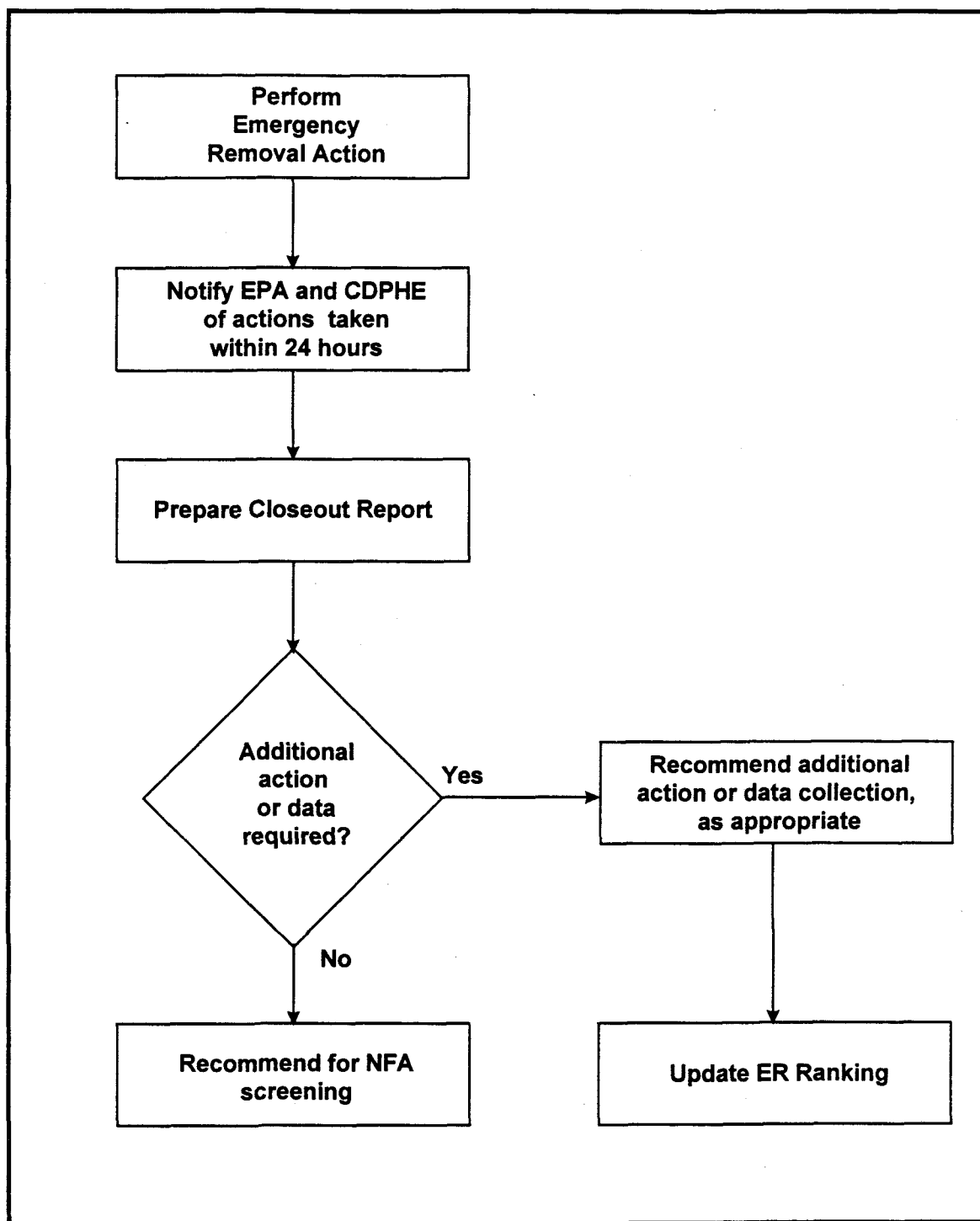
*...DOE may initiate a time-critical removal action if DOE determines, in accordance with the National Contingency Plan, that an immediate response is needed to eliminate or abate a release or substantial threat of release of a hazardous substance that posing an immediate and substantial endangerment to the public health and welfare or the environment. DOE shall notify EPA and CDPHE within 24 hours of this determination. Once the immediate threat has been averted or mitigated, DOE shall propose any further actions that may be necessary in accordance with the provisions of this Parts or Part 10, as appropriate.*

The Emergency Removal Action process is depicted in Figure 3-4 and will be documented in a Closeout Report that follows the outline in Section 3.3. The Closeout Report will assess whether additional evaluation is needed or if sufficient data are available to evaluate for NFA. The site will be incorporated into the annual update of the HRR.

### 3.1.4 No Further Action Decisions

The criteria and documentation requirements for determining if a geographic area (IHSS, PAC, UBC, Source Area, OU, or Area of Concern [AOC]) can be recommended for NFA are detailed in RFCA Attachment 6. The NFA decision process presented within RFCA Attachment 6 meets the substantive requirements to support an NFA (as defined by CERCLA) remedy selection for a CAD/ROD. An NFA decision may be warranted at RFETS under three sets of circumstances:

- When the geographic area poses no current or potential threat to human health or the environment, including risk from radiological dose (a no action decision)
- When a previous response eliminated the need for further remedial response (a NFA decision)
- When risk estimates and radiological dose calculations based on specific exposure scenarios indicate that institutional controls alone will constitute acceptable risk management (a no further remedial action decision)



**Figure 3-4 Emergency Removal Action**

Various processes were consolidated in RFCA Attachment 6 to provide decision criteria for establishing those geographic areas at RFETS that do not require further study or remediation as part of the CERCLA process. The steps, in order of performance, are shown in Figure 3-5 and summarized below.

1. **Conduct source evaluation (with available data/information)** – If a review of historical release information/defensible data reveals that no current or potential source can be found, then the exposure pathway is incomplete and the geographic area will be documented for No Action.
2. **Conduct a background comparison** – If a review of historical release information/defensible data indicates that a current or potential threat may be present, the geographic area will undergo a background comparison. A background comparison is performed to distinguish between constituents that are associated with site activities and those associated with background conditions. If media-specific environmental data collected from the geographic area are shown to be at or below background levels for inorganic chemicals, and no organic chemicals are detected in that media, that geographic will be documented for No Action.
3. **Conduct a CDPHE conservative screen and an Ecological Risk Assessment screen** – The purpose of conducting a CDPHE conservative screen is to reduce the number of geographic areas that are required to undergo a CERCLA baseline risk assessment (see Appendix K). Certain geographical areas have already been screened using the CDPHE conservative screen to evaluate human health risks. Ecological risks are screened using Tier 2 of the Ecological Risk Assessment (ERA) process (DOE, 1996a and 1996b). If a geographic area or source area passes the human health and ecological risk based screens, then that geographic area will be documented for No Action.
4. **Perform a Risk Evaluation or Baseline Risk Assessment**– The Baseline Risk Assessment (BRA) consists of a human health risk assessment (conducted on an exposure area) and an ecological risk assessment (conducted on a site-specific drainage area). BRAs have already been performed for the following OUs: 1, 2, 3, 5, and 6. Only one future BRA is anticipated, the Comprehensive Sitewide Risk Assessment (CRA). The CRA will include an evaluation of baseline conditions as if no further action, including implementing institutional controls, were taken. Risks will be evaluated according to the land uses described in RFCA and will evaluate the cumulative risk for RFETS. If the results of the CRA show that the risks to human health and the environment are within acceptable levels, RFETS will be closed with a No Action or No Further Remedial Action CAD/ROD.

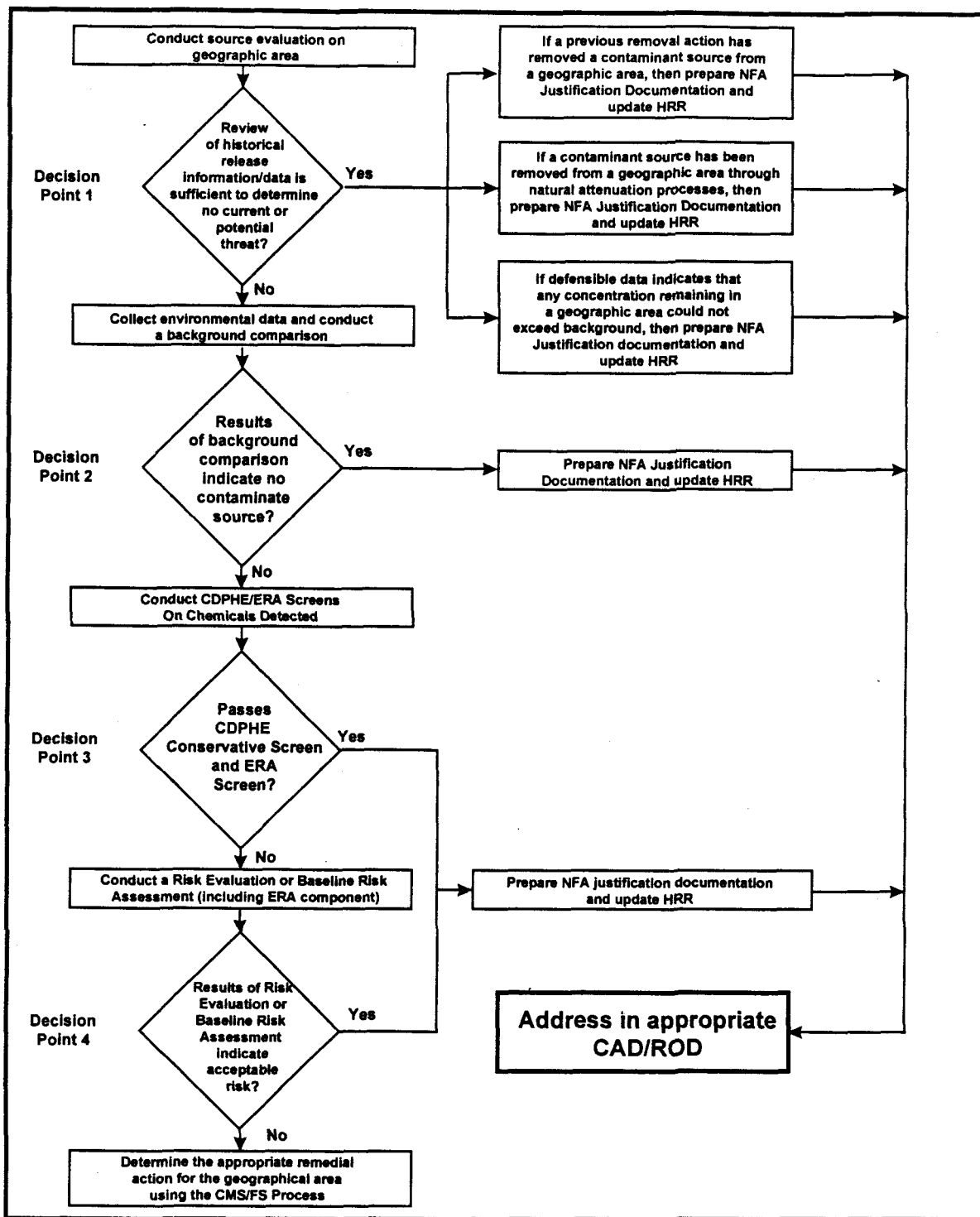


Figure 3-5 Decision Points for NFA Recommendations

The rationale for an NFA decision will be summarized in an update to the HRR, and appropriate supportive documentation will be appended, as necessary. (See Section 3.8.2). The HRR update for an NFA recommendation is intended to be a place keeper for documentation that the substantive requirements for an NFA decisions have been met. For those sites evaluated within an RFI/RI Report or a letter report (i.e., for those geographic areas that pass the CDPHE conservative screen) additional documentation justifying the NFA decision is not necessary and the supporting documentation can be incorporated into the HRR update by reference.

Geographic areas that have not been evaluated as part of an RFI/RI (i.e., an area where an accelerated action has been completed) can be placed on hold by using the HRR to present an evaluation of existing information. Geographic areas documented in this manner will incur minimal administrative attention and costs while awaiting final disposition in a CAD/ROD. This process also removes any impediment the area might otherwise impose on adjacent or overlapping activities. All NFA decisions documented in this manner are subject to revisitation at the CAD/ROD. Other administrative requirements for coordination of NFA decisions with the CAD/ROD process and with RCRA closures at RFETS are discussed in RFCA Attachment 6.

Geographic areas can only achieve No Further Remedial Action status if an institutional control is in place. An institutional control and a recommendation for No Further Remedial Action for that particular area would then be incorporated in a final CAD/ROD. A generic schedule for the NFA process is included in Appendix E.

### **3.1.5 Proposed Plan and CAD/ROD**

CAD/RODs apply to the final corrective/remedial decision made for an OU following implementation of all accelerated actions. (See RFCA ¶96). CAD/RODs have been or will be completed for OUs 1,3,5,6,7,11,15 and 16. On completion of these CAD/RODs, only two remaining areas will be subject to the CAD/ROD process. One will include all of the Buffer Zone, and one will include all of the Industrial Area.

Individual IHSSs will be documented as NFA sites or will be cleaned up through accelerated actions based on ER ranking. The residual contaminant levels following accelerated actions will be documented in the various Closeout Reports, the HRR, and assessed in the CRA.

For the Industrial Area OU, CDPHE will make a recommendation to EPA whether to concur with DOE's proposed remedial decision for radionuclides and other hazardous substances that are not hazardous constituents. (See RFCA ¶84). This remediation decision will be presented to the public in a Proposed Plan (PP), and finalized in a CAD/ROD. The PP and the CAD/ROD will be developed following the Interim Final Guidance for preparing Superfund Decision Documents (EPA, 1989a).

For the Buffer Zone OU, following implementation of all planned accelerated actions, EPA and DOE will make a final remedial decision. The Buffer Zone remediation decision will then be presented to the public in a PP and finalized in a CAD/ROD.

### **Proposed Plan**

Preparation of the PP is described in the Interim Final Guidance on Preparing Superfund Decision Documents (EPA, 1989a). The purpose of a PP is to facilitate public participation in the remedy selection process by:

- Identifying the preferred alternative for a remedial action at a site or OU and explaining the reasons for the preference
- Describing other remedial options that were considered in detail in the CMS/FS
- Soliciting public review and comment on all of the alternatives described
- Providing information on how the public can be involved in the remedy selection process

A PP is a public participation document and is expected to be widely read. Therefore, it should be written in a clear and concise manner using nontechnical language and should not exceed 5-10 pages. In addition, it should direct the public to the RFI/RI and CMS/FS reports and accelerated action closure reports as the primary source of detailed information on the remedial alternatives analyzed as well as other site specific information.

For the OUs at RFETS, the PP should list the IHSSs that have been addressed through the NFA process that will be included in the CAD/ROD for the OU. A table format is recommended for listing the IHSS or building, how it was closed, and each IHSS or Closeout Report.

A PP should relate the findings of the RFI/RI, CRA, and CMS/FS in a brief, nontechnical format. The information should be presented in support of the preferred alternative and discuss how it is protective of human health and the environment.

A PP should clearly state that the LRA and the DOE have identified a preferred alternative based on available information, but have not "selected" a remedy to implement. A PP supports only preliminary decisions for an OU. It should not make definitive findings or declarative statements that would be difficult to revise later.

A PP should emphasize that the preferred alternative is only an initial recommendation. It should clearly state that changes to or from the preferred alternative may be made, if public comments or additional data indicate that such a change would result in a more appropriate solution. The plan must also state that the final decision will be documented in the CAD/ROD after the DOE and the LRA have taken into consideration all comments from the SRA and the public.

The EPA guidance on preparing decision documents describes statutory requirements for a PP, and suggests language for these sections. The guidance also includes a suggested outline and detailed suggestions for writing a PP, and describes how to address changes to the PP following public comment. A specific appendix on development of a PP is not included in the IGD because RFETS PPs are expected to generally follow the process outlined in the EPA guidance.

#### **Corrective Action Decision/Record of Decision**

The CAD/ROD documents the remedial action plan for an OU. It is prepared by DOE and the LRA in consultation with the SRA. (See RFCA ¶83, 84, and 85 for discussion of regulatory authority over CAD/RODs). The CAD/ROD has the following purposes:

- To certify that the remedy selection process was carried out in accordance with the requirements of RFCA, CERCLA, and is consistent with the NCP
- To outline the engineering components and remediation goals of the selected remedy
- To provide the public with a consolidated source of information about the history, characteristics, and risks posed by the conditions at the site, as well as a summary of the cleanup alternatives considered, their evaluation, and the rationale behind the selected remedy

The CAD/ROD consists of three basic components: (1) a Declaration, (2) a Decision Summary, and (3) a Responsiveness Summary.

The Declaration functions as an abstract for the key information contained in the CAD/ROD, and is the section of the CAD/ROD signed by the EPA, CDPHE, and DOE. The Decision Summary provides an overview of the site characteristics, the alternatives evaluated, and the analysis of the remedial options. The Responsiveness Summary addresses public comments received on the PP, RFI/RI and CMS/FS report, and other information in the AR.

The Interim Final Guidance for Preparing Superfund Decision Documents (EPA, 1989a) includes section-by-section discussion of the components of a ROD. It is proposed that this guidance be followed in developing an RFETS CAD/ROD. The closure of RCRA units within the CAD/ROD can be integrated by inclusion of a discussion cross-referencing where these closure requirements are addressed in the CAD/ROD. Guidance on preparing a No Action ROD is also covered in the EPA guidance (EPA, 1989a). Rather than repeat information already well developed and presented, the reader is referred to this guidance and to previous RFETS CAD/RODs. Appendix F includes a generic PP/CAD/ROD development schedule.

### 3.1.6 RFCA Standard Operating Protocols

RSOPs:

*...apply to accelerated actions that are routine and substantially similar in nature, for which standardized procedures can be developed. (See RFCA ¶96).*

RSOPs will be developed for remedial actions or decommissioning activities where the same approach will be applied to several different IHSSs or buildings. An example of an ER RSOP would be a generic plan for cleaning and rendering tanks inert. Review and approval of RSOPs will follow the document review process of IM/IRAs. The public comment period for RSOPs will follow the IM/IRA process.

### 3.1.7 RCRA Facility Investigation/Remedial Investigation Process

Since remedial actions at RFETS have been combined into fewer OUs, only two RFI/RI remain to be conducted. Other OUs have already been investigated under the RFI/RI process and are in various stages of completion. The CERCLA process for RI development will be followed for the Buffer Zone and Industrial Area Ous (EPA, 1988a). A combination of the EPA guidance for RI workplans and the streamlined approach for environmental restoration (SAFER) approach described in the DOE guidance for performing RI/FSs are used as appropriate to develop workplans. A flow diagram showing the steps for the RFI/RI process, as envisioned for RFETS, is shown in Figure 3-6.

When the RFI/RI for the Buffer Zone and the Industrial Area are developed, all identified IHSSs should have undergone risk screening, and should be identified for an NFA recommendation or accelerated action. The emphasis for RFETS RFI/RI will be on integration of existing data, and only gathering new data where data gaps related to remediation are identified. Decision making needs will be linked directly to data collection, in accordance with the SAFER approach and must address RFCA requirements for environmental monitoring in accordance with the IMP.

The Industrial Area RFI/RI will be developed following decommissioning of the Industrial Area buildings, and performance of appropriate accelerated actions. The Industrial Area RFI/RI will focus on developing an Industrial Area conceptual model and the CRA. Areas which have not undergone accelerated action, deactivation or decommissioning will be evaluated for further data needs. The need for collection of additional data will be determined during project scoping and development of the RFI/RI work plan. If enough data are available to determine the risk from the Industrial Area, and further remediation is necessary to address the risk, then any additional data collected will address remedial selection and design needs.

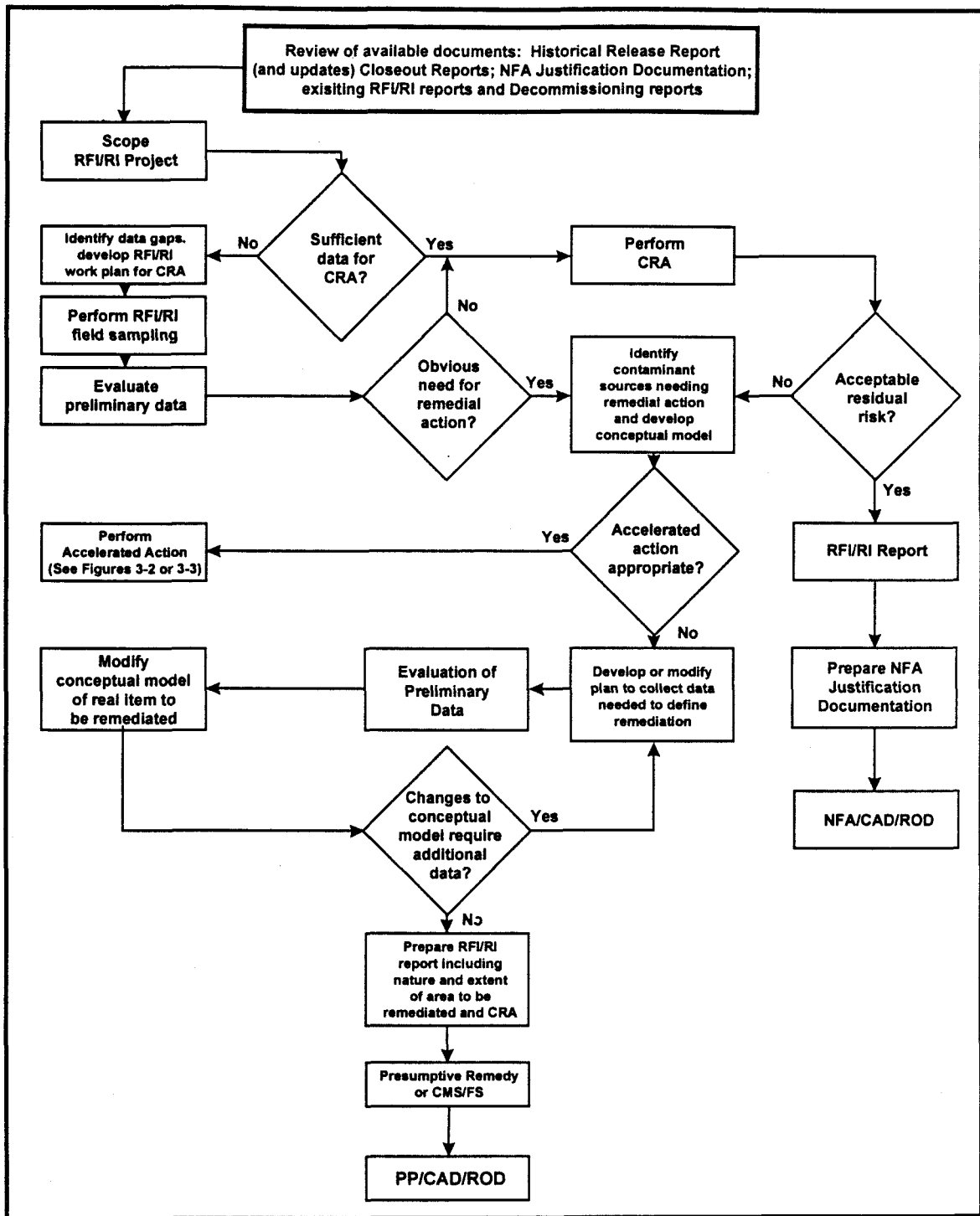


Figure 3-6 RCRA Facility Investigation/Remedial Investigation

The Buffer Zone RFI/RI process may not involve the gathering of new data, but will focus on developing the CRA. The CRA will compile the summary information and risk estimates from the previous Buffer Zone BRAs where possible. However, remedial actions, taken after production of the original BRAs, will have rendered many of the estimates obsolete and new estimates will have to be combined with those from the Industrial Area in order to determine the cumulative effects on some receptors. If additional action is needed as part of the final remedial action for the Buffer Zone, the remedy will be selected either through CMS/FS process or through application of a presumptive remedy. The remedy selection will be documented in a PP/CAD/ROD. Appendix G includes a generic RFI/RI process schedule.

### **3.1.8 Corrective Measures Study/Feasibility Study**

The CMS/FS identifies and evaluates appropriate corrective measures. "Corrective Measures Study" is a RCRA/CHWA term that is analogous the CERCLA "Feasibility Study." Under RFCA, the CMS and FS may be the same document. (See RFCA ¶25v).

The CMS/FS developed at RFETS will be consistent with the NCP and with EPA feasibility study guidance. The proposed rule for Corrective Action for Solid Waste Management Units at Hazardous Waste Management Facilities (55 FR 30798) and associated guidance will also be considered. Where appropriate, the CMS/FS will integrate CHWA Closure and Post-Closure care requirements into the evaluation. A sample table of contents for the CMS/FS and schedule are provided in Appendix H.

The CMS/FS tasks include:

- Establish narrative corrective/remedial action objectives and, if appropriate, numeric remedial action goals
- Develop General Response Actions (GRAs) and identify potential remedial technologies and process options
- Screen potential remedial technologies and process options and develop a list of representative process options (RPOs)
- Assemble RPOs into remedial alternatives
- Screen remedial alternatives to eliminated unfeasible and impracticable options
- Further define alternatives as necessary
- Analyze alternatives against the nine evaluation criteria, then against each other
- Prepare the CMS/FS report to document results

The above list of tasks is adapted from EPA guidance. At RFETS, the primary use of the CMS/FS process will be to evaluate the combined results of various accelerated actions. In that instance, based upon risk assessment and ARARs evaluations, the CMS/FS may result in narrative remedial action objectives and numeric remedial action goals that do not compel evaluation of a wide range of remedial technologies and process options.

The scope and content of the CMS/FS is not subject to an arbitrary formula. The evaluation of technologies and process options and subsequent screening and analysis is focused on the risk and ARARs-based remedial action objectives.

### **3.1.9 Technical Memoranda**

TMs will be written, if necessary, to resolve specific interpretive issues. They will be brief, similar in nature to a "white paper," and will be focused on presentation and discussion of information relevant to the specific issue. Many TMs will be developed to address or clarify issues, and will not be subject to the document review and revision process. When the TM modifies a previous decision document, the modifications must be accomplished consistent with Part 10 of RFCA and Section 3.10 of the IGD. The RFCA specifically identifies three types of TMs:

- BRA TM
- CMS/FS TM
- Impact Evaluations of groundwater exceedances of action levels
- RFI/RI Work Description TM

Examples of other types of TMs would be: the examination of design data needs, an evaluation of the actual impact of an ARAR on an action, or compilation and discussion of data to determine whether a constituent above an ARAR or a RFCA ALF cleanup level is within natural background variability for the site. TMs will be incorporated into the AR.

### **3.1.10 RCRA Closure**

RFCA provides direction on closure of RCRA interim status units. This guidance can also be applied to permitted units; however, these are not covered by the agreement. Four significant RCRA closure issues are included in RFCA:

- Closure of permitted and interim status units incorporated into a decision document in lieu of a unit-specific closure plan
- Closure of land-based and non-land-based RCRA interim status units
- Clean closure of RCRA units
- Phased closure of RCRA units

Hazardous waste management units are subject to closure under the RCRA Part B Permit. According to RFCA ¶97, CDPHE will determine if a separate closure plan is required if the closure/post-closure requirements will be incorporated into a decision document. Closure of permitted units could be covered in a decommissioning plan. Closure of land-based interim-status units will be incorporated in IM/IRAs; non-land-based interim-status units may be covered by a PAM, an IM/IRA, or an RSOP. RCRA units not cleaned up under accelerated actions or decommissioning could be closed as part of the final CAD/ROD (e.g., 750 and 904 pads).

All closures will be performed in accordance with the ISB. Wastes which are generated during implementation of a closure action, either wastes from a corrective action for a land-based unit or residual wastes from a non-land-based unit, are considered remediation wastes. Existing groundwater contamination will be addressed separately, as part of RCRA corrective actions/CERCLA remedial actions as determined by the ALF and detailed in the *Ground-water Conceptual Plan for the Rocky Flats Environmental Technology Site* (RMRS, 1996b).

Section I of RFCA Attachment 10 enumerates the minimum requirements for closure of land-based interim-status units (the Solar Ponds and Present Landfill). This section specifies design criteria of a cap/cover over these land-based units as well as monitoring and other post-closure activities.

Minimum closure requirements for non-land-based units (mostly former OU 9 IHSSs) are discussed in RFCA Attachment 10, Section II. This section specifies the removal of all wastes from these units and describes how the units can accomplish clean closure via corrective action based on an appropriate decision document. If a unit cannot achieve clean closure, other requirements, including post-closure requirements, will apply.

The RCRA Part B Permit (CDPHE, 1997) parallels RFCA ¶71 by specifically providing for phased closure when appropriate. Phased closure begins when a unit is placed in a "RCRA-stable" configuration. This RCRA-stable concept is not described in or regulated by RFCA, but is included in Section E of Part X of RFETS's Part B RCRA permit. This strategy for clean closure allows DOE to conduct the closure of a permitted unit in two stages: first by rendering a unit/portion of a unit RCRA stable, followed by completion of the final stage of closure as part of a RFCA-regulated cleanup activity. Once a permitted unit is placed in a RCRA-stable configuration, final closure of the unit is deferred until it is scheduled pursuant to the RFCA budget planning process and prioritized and integrated with other activities. RCRA-stable units will be indicated as such, pending final closure, in the Master List of RCRA Hazardous Waste Units at Rocky Flats, which is updated semi-annually. Elements of this closure strategy include waste removal, elimination of future waste input, and less stringent unit management practices (e.g., inspection requirements), and removal of the unit including disposition of associated equipment and debris.

### **3.1.11 Decommissioning Program Plan**

The DPP guides most decommissioning at RFETS. The DPP will provide an approved baseline by which all lower-hazard decommissioning projects will be executed. The decommissioning will occur as part of the facility disposition process summarized in Figure 3-7. Decommissioning of facilities at RFETS will be performed under CERCLA removal authority. This policy encourages streamlined decommissioning by conducting the activities as "non-time critical removal actions" under CERCLA. (See RFCA ¶25z).

Decommissioning will be preceded by a preliminary hazard analysis and the removal of special nuclear material (SNM) in its various forms, decontamination, and removal of equipment and system hold-up for the purposes of accountability of SNM and nuclear safety.

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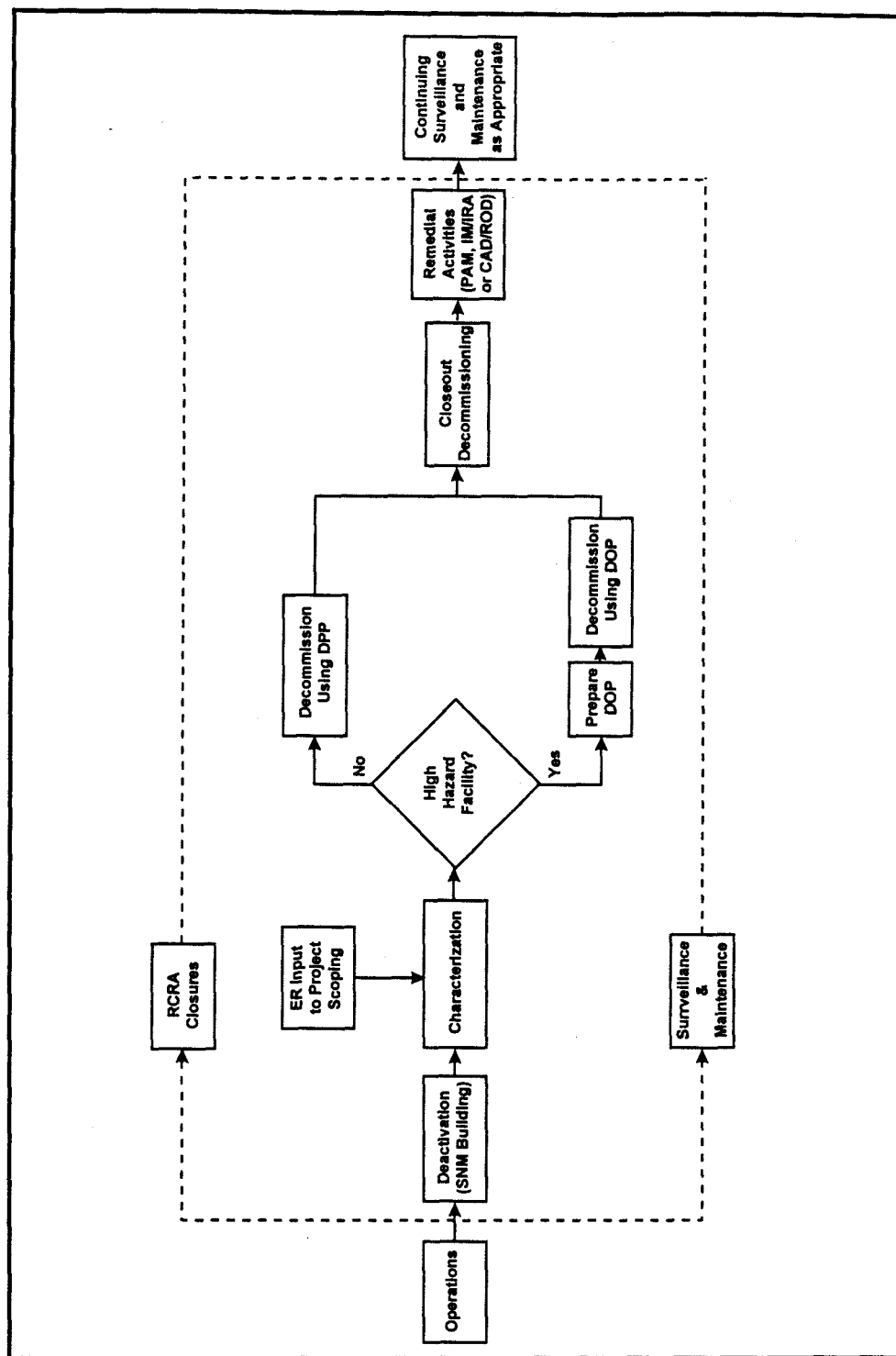


Figure 3-7 Facility Disposition Process

This "deactivation" will provide a preliminary characterization and allow down-grading of security requirements for the facility. Remaining material inventory and occupational hazards will be incorporated into a building-specific HASP for decommissioning. A building surveillance and maintenance activity may also be required; surveillance and maintenance will continue as required through decommissioning and into environmental restoration if appropriate. For those buildings where SNM activities did not occur, disposition begins with decommissioning.

The DPP will include characterization of the facilities, decontamination of the facilities, removal of contaminated equipment, dismantlement/demolition of structures, and release of the area for reuse by other DOE missions, commercial interests, or return to original condition. Radioactive wastes will be condensed, stabilized, and confined to protect the public and the environment in a publicly acceptable manner.

Wherever possible, the closure of RCRA units will be included in deactivation and decommissioning. Tanks will generally be drained and flushed during deactivation and disposed during decommissioning. Some tanks that were originally included in the IAG are specifically included within the scope of ER. (See RFCA Attachment 4). Soil, building slabs, and subfloor components such as sewers and drain lines will be closed after decommissioning under the environmental restoration program.

Section 9 of the IA IM/IRA contains provisions to establish:

- A baseline data set, warning limits and control limits
- Monitoring technologies
- Preprogrammed responses during verification monitoring
- Emergency response procedures

for Decommissioning activities conducted in the IA. These requirements will be incorporated into the decision process for each decommissioning activity. Monitoring will be implemented in conformance with the IMP.

As of the date of publication of the IGD, the DPP had not been finalized. When the DPP is final, the provisions of the DPP will control until such time as the IGD is modified to reflect the DPP language.

### **3.1.12 Decommissioning Operations Plans**

Once a building has been characterized and the risks identified, a decision involving the LRA and DOE will be made regarding the magnitude of hazard and degree of regulatory oversight required. This review will lead to a specific decision of whether the decommissioning can proceed under the DPP, or proceed under a DOP. The DOP will also provide a vehicle for additional public input, whether or not the level of oversight is justified for technical reasons.

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Section 9 of the IA IM/IRA contains provisions to establish:

- A baseline data set, warning limits and control limits
- Monitoring technologies
- Preprogrammed responses during verification monitoring
- Emergency response procedures

for decommissioning activities conducted in the IA. These requirements will be incorporated into the DOP. Monitoring will be implemented in conformance with the IMP.

### **3.2 SAMPLING AND ANALYSIS PLANS AND DATA QUALITY OBJECTIVES**

SAPs are developed for field sampling. SAPs will be required in support of pre-remedial characterization, waste volume calculations, waste characterization, verification of cleanup, and design data needs. Data quality objectives (DQOs) will be developed for all sampling activities. Sampling plans and related DQOs will be focused on collecting data to meet a specific need (i.e., to address a specific decision). Decision making needs will be linked directly to data collection. The purposes of the SAPs include:

- To document the decisions/uses for which data are needed, and the decision process used to determine the specific sampling approach
- To guide the field sampling crew in exactly what samples are to be collected, where and how they are to be collected, and what criteria trigger collection of additional or fewer samples
- The analytical methods to be used, and the specific requirements of sample collection and handling for those methods

SAPs consist of a FSP and a Quality Assurance Project Plan (QAPjP). At RFETS, a sitewide QAPjP has been developed. Therefore, most SAPs consist of the FSP and discuss project-specific modifications to the QAPjP. Because of this approach, data quality objectives focused on the project-specific data needs are developed within each SAP/FSP.

Development of SAPs is described in Appendix I.

Data quality in terms of laboratory analytical methods will be focused on the primary and secondary data uses. In general, SW-846 analytical methods are appropriate for the documentation of hazardous waste characteristics, for risk evaluation, and for the determination that soils remaining following a cleanup are below the levels specified in the decision document. Radiological laboratory analysis will be performed under RFETS Statement of Work for Analytical Measurements. Field screening data are generally sufficient to meet the DQO needs of gross volume calculations before excavation, or for excavation control. A statistical approach will be used where appropriate to determine the number of samples necessary to make a specific decision. Data will not be collected unless a specific decision has been identified for the data.

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In collecting characterization or design data, a conceptual model of the IHSS, specific release, or system to be addressed will be developed based on existing data and professional judgment. The conceptual model will address contaminant transport issues such as expected presence of dense non-aqueous phase liquids, connection to higher permeability zones, and containment of the contamination by low permeability clays. Development of a conceptual model incorporating available data adds to framing the questions that justify additional data collection.

The IMP will include the sampling requirements for routine monitoring of surface water, groundwater, air, and ecological resources. This monitoring plan has involved extensive DQO evaluation for samples that are collected on a routine basis. The IMP includes the location of collection points, frequency, method of sampling required, and analytical suites. The IMP also describes reporting requirements and specific triggers to increase sampling frequency or perform additional evaluations.

### **3.3 CLOSEOUT REPORTS**

A Closeout Report will be prepared for all accelerated actions when work is completed and the analytical data specified in the SAP has been received. The report will consist of a brief description of the work that was completed, including any modifications or variations from the original decision document. The report will also include analytical results, including the results of any confirmatory sampling taken to verify completion of the action to the specific performance standards. A discussion of the quantity and characteristics of the actual wastes produced and how the wastes were stored or disposed will also be provided.

The report will state that the goals and objectives of the early action were met and if not, what additional work is required. The complexity of the Closeout Report and the level of detail will reflect the scope and duration of the action. An example outline for a Closeout Report is shown below.

- Introduction
- Remedial action description
- Verification that remedial action goals were met
- Verification of treatment process (if applicable)
- Radiological analysis (if applicable)
- Waste stream disposition
- Site reclamation
- Deviations from the decision document
- Demarcation of where excavation took place
- Demarcation of wastes left in place
- Dates and durations of specific activities (approximate)
- Final disposition of wastes (actual or anticipated)

If requested, DOE RFFO will provide general project cost to the requesting agency. For decommissioning, reporting obligations are discussed in the DPP or determined on a case by case basis in the DOP for a given building. Similarly, for CAD/RODs, reporting will be determined on a case by case basis.

### **3.4 DATA MANAGEMENT**

A variety of data may be generated during the course of accelerated actions or decommissioning. The general categories include:

- Air monitoring data
- Ecological data
- Surface-water monitoring data
- Groundwater monitoring data
- Soil data

The need for monitoring is evaluated during project scoping.

As appropriate, the air, ecological, surface water, or groundwater monitoring is implemented before, during and after the action in accordance with either the IMP, applicable permit requirements, the IA IM/IRA, or the ALF. (See the Environmental Checklist in Appendix B and the IMP, DOE 1997). Air, ecological, surface water, or groundwater data associated with an action is managed (e.g. validated/verified, databased and reported), as appropriate, by the respective RFETS program. In most circumstances, by employing RFETS program support, the project manager should not have data management obligations at the close of the project. Consistent with the IMP, the RFETS surface-water and groundwater management programs will collect and enter data, into the RFETS Soil and Water Database (SWD) as determined appropriate during project scoping.

In contrast, project managers are obligated to formally transfer soil data generated in conjunction with accelerated actions, decommissioning and construction for incorporation into the SWD. "Soil data" in this context is broadly defined and may include other materials (i.e., concrete slabs) that are left in the environment and are relevant for risk assessment purposes. Project managers are also required to generate the information necessary to flag old soil data that have been superseded during the action. The No Longer Representative (NLR) flag will be essential to future decision making, especially risk assessment.

Any verification soil sampling collected to demonstrate the satisfaction of performance objectives must be formally transferred for incorporation into the SWD. Similarly, where treated or untreated soil has been stockpiled and sampled prior to returning the soil to an excavated location (putback), any sample results representative of the stockpile, and thus representative of the returned soil, must be included in the SWD.

Similarly, where treated or untreated soil has been stockpiled and sampled prior to management in a location different from the excavated location, any sample results representative of the stockpile, and thus representative of the soil at the new location, must be included in the SWD with the new location information.

### **3.5 ARARs AND RFCA PERMIT WAIVER**

The RFCA requires that a process for identifying applicable or relevant and appropriate legal requirements for response actions under CERCLA be developed. (See RFCA ¶10p). To accomplish this objective, an RFETS ARARs Master List will be finalized and maintained. ARARs identification will be initiated in earnest when individual projects are first scoped and ARARs will be determined when the decision document is signed. Interpretation of ARARs during response action will be accomplished using the consultative process.

#### **3.5.1 RFETS ARARs Master List**

The RFETS ARARs Master List serves to narrow the universe of potential ARARs. The ARARs Master List can be found in Appendix J. Environmental requirements with little or no likelihood of applicability or relevance and appropriateness (e.g., Coastal Zone Management) have been removed from consideration.

The RFETS ARARs Master List will be updated as needed, but at a minimum on an annual basis. (See RFCA ¶15). Parallel updates to the ARARs Master List will be developed to update the DPP ARARs from a decommissioning perspective.

#### **3.5.2 Project-Specific ARARs Analysis**

ARARs will be initially identified when projects are first scoped. The identification will be conducted consistent with the NCP, the preambles to the proposed and final NCP, CERCLA Compliance with Other Laws Manuals Part I and Part II (EPA, 1988b and EPA, 1989b), and other EPA ARARs guidance.

The identification will begin by evaluating the ARARs Master List for actual applicability or relevance and appropriateness. Once the ARARs are narrowed, the final presentation and determination will occur in conjunction with approval of the decision document.

ARARs interpretations during remedial actions will be accomplished using the consultative process. Where documentation is warranted, TMs will be prepared.

#### **3.5.3 Exemption From Administrative Requirements of ARARs**

CERCLA and RFCA do not require attainment of the administrative aspects of ARARs. Only the substantive aspects of the ARARs are subject to the Superfund Amendments and Reauthorization Act Section 121(d) (EPA, 1980) mandates. (See 40 CFR §300.5, definition of *Relevant and Appropriate Requirements*). EPA also recognized that in some

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circumstances the distinction between administrative and substantive requirements would not be clear. To address this uncertainty, EPA enumerated several factors to consider. (See preamble to the proposed NCP, 53 FR 51443, middle column, center). Specifically, EPA stated:

*In most cases, the classification of a particular requirement as substantive or administrative will be clear, but some requirements may fall into a gray area between the provisions related primarily to program administration and those concerned primarily with environmental and human health goals. Several factors may be considered when it is not readily apparent whether a requirement is substantive or administrative; for example, the basic purpose of the requirement, any adverse effect on the ability of the actions to protect human health and the environment if the requirement were not met, the existence of other requirements (e.g. CERCLA procedures) at the site that would provide functionally equivalent compliance, and classification of similar or identical requirements as substantive or administrative in other situations. The determination of whether a requirement is substantive or administrative need not be documented.*

### **3.5.4 RFCA Permit Waiver**

RFCA ¶16 provides a waiver from permitting for select response activities that are conducted entirely on the Site. The response activities eligible for the permit waiver include:

- Removal or remedial actions in the Buffer Zone (except CAMU)
- Decommissioning activities
- Activities under any concurrence CAD/ROD
- Remedial actions in the Industrial Area for hazardous substances that are not also hazardous wastes or hazardous constituents (e.g., radionuclides that are not mixed wastes and polychlorinated biphenyls)

In order to take the permit waiver, DOE must include in a submittal:

- An identification of each permit that will be exempt
- An identification of the standards, requirements, criteria, or limitations which would have had to have been met to obtain the permit
- An explanation of how the response action proposed will meet the standards, requirements, criteria or limitations otherwise required by the permit

### **3.6 RISK EVALUATION**

The evaluation of human health and ecological risk is central to the implementation of the RFCA. ¶B2a of the RFCA preamble states that controlling the sources of contamination will be the priority of the ER Program.

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It is reiterated throughout the document that unacceptable risk will be reduced by remediation or management actions. The only way to document risk reduction is through the risk assessment process.

Under the authority of CERCLA, the EPA has developed guidelines for the evaluation of human health and ecological risks and hazards (EPA, 1994b). Site-specific guidance and parameters to be used in risk evaluations have been negotiated among the DOE RFFO, the EPA, and the CDPHE (DOE 1995b, 1995d, 1995e). The site specific guidance and parameters have been used and approved in a series of OU specific BRAs (DOE 1995f, 1995g, 1996c, 1996d). This section documents agreed upon risk methods and parameters, and the points at which they may be applied in the risk management process defined by RFCA and the ALF.

The ALF defines action levels as "numeric levels of contamination in groundwater, surface water, and soils which, when exceeded, trigger an evaluation, remedial action, and/or management action." A major component of any evaluation should be a detailed assessment of the risks associated with exceeding the action level. Management decisions and remedial actions should be based on a detailed knowledge of the risks to human health and the environment. The site-specific Human Health Risk Assessment Methodology (HHRAM) (DOE, 1995b) coupled with the Ecological Risk Assessment Methodology (ERAM) (DOE 1996a, 1996b) provide the necessary tools. The risk assessment methodology also includes the conservative screen developed by the CDPHE and agreed to by the DOE (DOE, 1994a). These methodologies are discussed in more detail in Appendix K.

### **3.6.1 Implementation of Risk Assessment Methodologies Within the RFCA Framework**

When a Tier I or Tier II action level for surface soil, subsurface soil, or groundwater is exceeded using single data point comparisons to action levels, the AOC is placed in the ER Ranking System and risk management options are evaluated. The sequence to be followed for action level comparisons is detailed in Section 3.7. Once it is determined that a Tier I or Tier II action level is exceeded, further risk evaluation may be needed depending upon the complexity of the site under consideration.

Action levels for non-radiological chemicals are predominantly risk-based, except for organics in subsurface soils which are calculated to be protective of groundwater and surface-water uses. Action levels for radionuclides in groundwater and surface water are risk-based. Action levels for radionuclides in soils are dose-based. In accordance with ALF, chemical risk is considered to be additive when multiple chemicals are present, and radiological dose is additive when multiple radionuclides are present. The method for applying action levels when multiple contaminants are present is explained in Section 3.7.

The risk manager must be sure that decisions are made using cumulative risk when multiple contaminants are present at a site. After aggregated data are compared to Tier I and Tier II action levels (see Section 3.7), a simple, screening level risk assessment, using appropriate receptors and exposure factors may be used to ensure remedial action decisions have a firm risk-based component. A situation in which a risk screen would be appropriate would be when the results of the action level comparison are very close to Tier I or Tier II breakpoints.

To perform the screening level assessment, the AOC is chosen and the data are aggregated by the methods agreed to for the site-specific HHRAM. The potential contaminants of concern can be chosen using a simplified background comparison (see Appendix K) and the exposure concentration calculated using the 95% upper confidence limit on the mean concentration (UCL95) of contaminants within the AOC. If the estimated risks are below  $1 \times 10^{-6}$  and the hazard index less than one, the AOC may become a candidate for an NFA recommendation. If the risk is greater than or near  $1 \times 10^{-4}$ , an accelerated action may be necessary. If the risk between  $1 \times 10^{-6}$  and  $1 \times 10^{-4}$ , then a more detailed risk evaluation is warranted to ensure that an appropriate risk management decision is made. This detailed evaluation may be deferred to the CRA rather than generating multiple risk evaluations. Results of the screening level risk assessment should be reported in a condensed format (e.g., a letter report or TM).

### **3.6.2 Environmental Restoration Ranking**

ER projects are being prioritized based on an approved methodology for producing a risk-based ranking. (See RFCA ¶74). The methodology reflects the RFCA and ALF. (See Section 3.7 and Appendix M). Areas may also be added to the ranking as information from action level comparisons or risk assessments become available.

### **3.6.3 Comprehensive Risk Assessment**

Part 8 of the RFCA states that after all accelerated actions have been completed, Site conditions, including residual risk from accelerated actions, will be evaluated and corrective/remedial action decisions will be rendered as appropriate. The preamble to the NCP discusses risk in the remedy selection process in 40 CFR 300.430(e). The preamble at 55 FR 8712 states, "*EPA selects remedies resulting in cumulative risks that fall within a range of  $10^{-4}$  to  $10^{-6}$ .*" OSWER Directive 9355.0-30 (EPA, 1991) more specifically states that, "*(f)or sites where the cumulative site risk to an individual based on reasonable maximum exposure for both current and future land use is less than  $10^{-4}$ , action is generally not warranted....*" These statements are consistent with the agencies' position that a CRA must be completed, including an evaluation of the contribution of all sources of risks and hazards to off-site receptors, before a final CAD/ROD for the Industrial Area and Buffer Zone can be accepted.

It is clear that the protectiveness of the final remedy to human health and the environment must be measured by evaluating the cumulative risk for the entire site. The CRA is the only mechanism that can provide the answers needed for closure of the Site. The two alternative approaches that could be chosen for performance of the CRA are outlined below.

1. The CRA may be undertaken concurrent with remediation activities in the Buffer Zone and the Industrial Area. Performed in this manner, the CRA would be a living document and updated as remediation progresses. It would be used for directing resources toward remediation targets that would reduce the cumulative risk to an acceptable level. The CRA would be a management tool to expedite closure and reduce unnecessary remedial activities.
2. The CRA could be done after all building disposition, waste removal, and remediation have taken place. Performed in this manner, the CRA would only be used for the final CAD/ROD to ensure no cumulative residual risks from RFETS to human health or the environment.

The methodology for performing the RFETS sitewide risk assessment has not been finalized. It has not been determined if the CRA will be done as two modules, one for the Buffer Zone and one for the Industrial Area, or if it will be performed for the entire site at one time. If a modular approach is taken, care must be taken that the modules can be combined for the final estimates of risk to appropriate on-site receptors, environmental hazard, and for modeling of effects to groundwater, surface water, and off-site receptors. That the RFETS HHRAM will be used as the starting point for developing an appropriate methodology for the CRA. The exposure scenarios and factors previously agreed upon will also be used. Under any circumstance, the procedure for data aggregation and determination of how source areas will be combined for evaluation must be decided.

#### **3.6.4 Radiological Dose Evaluations**

Radiological dose evaluations of residual radioactive materials are required to ensure protection of public health under DOE order 5400.5 (DOE, 1990) and to implement DOE's "as low as reasonably achievable" (ALARA) policy. DOE, EPA and CDPHE have agreed to use the proposed 40 CFR 196, EPA's draft *Radiation Site Cleanup Regulations* (EPA, 1996c) for calculation of radionuclide action levels in soils. To be consistent with the RFCA and the ALF, all dose calculations will be done using RESRAD, the computer code developed by the Argonne National Laboratory for DOE to facilitate the implementation of residual radioactive materials guidelines, and site-specific exposure scenarios, exposure factors, and environmental parameters. A detailed explanation of the derivation of radionuclide action levels for soils is provided in the Action Levels for Radionuclides in Soils (Appendix L).

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### **3.6.5 Investigation and Remediation Derived Materials**

Under the procedure 4-H46-ENV-OPS-FO.29 (RMRS, 1994a) investigation derived materials are evaluated on a risk basis to determine the appropriate management approach. The overall approach embodied in the FO.29 is under review; this section will be revised and updated as appropriate.

## **3.7 THE ACTION LEVEL AND STANDARDS FRAMEWORK**

### **3.7.1 Background**

The goals of the ALF are to:

- Provide a basis for future decision making
- Define the common expectations for all parties
- Incorporate land and water use controls into site cleanup

The purpose of the action levels is to:

- Trigger an evaluation, remedial action, or management action
- Serve as interim cleanup levels, when appropriate
- provide "put-back" levels for interim soil removals

As defined in the ALF:

*Action levels are numeric levels that, when exceeded, trigger an evaluation, remedial action, and/or management action. Final cleanup levels will be determined in the CAD/ROD. For interim remedial actions, interim cleanup levels will equal Tier 1 action levels unless some other ALF provision requires a greater level of cleanup (e.g., protection of surface water)... A standard is an enforceable narrative and/or numeric restriction established by regulation and applied so as to protect one or more existing or potential future uses. Within this framework, standards are associated with surface water use classifications and applied at points of compliance (POCs). Standards are not being directly applied to groundwater or soils.*

The action levels for groundwater and surface water are based on promulgated standards (e.g., maximum contaminant levels (MCLs) and state water quality standards), where available. For those chemical constituents without standards, these action levels are based on programmatic preliminary remediation goals (PPRGs). PPRGs are chemical specific and medium-specific risk based concentrations that were calculated for each exposure scenario (e.g., office worker, open space recreational user) using site specific exposure factors, standard toxicity factors, and a carcinogenic risk level of  $1 \times 10^{-6}$ , and a hazard index of 1 for non-carcinogenic compounds.

The action levels for surface soils were developed to be protective of human exposure under the designated land use conditions. The PPRGs were used as action levels for all non-radionuclides. Action levels for radionuclides in surface soil are based on the 15/85 mrem per year dose limits. The use of radiation dose to develop action levels is consistent with EPA's draft 40 CFR 196 (Radiation Site Cleanup Regulations), Nuclear Regulatory Commission decommissioning requirements, and DOE's draft 10 CFR 834 (58 FR 16268).

Subsurface soil action levels for many organics were developed to be protective of groundwater using the EPA Soil Screening Guidance (EPA, 1996a, 1996b). For other constituents, metals, radionuclides, and some organics, no reliable soil-water partition coefficients ( $K_d$ ) are available; subsurface soil action levels for these were set equal to surface soil action levels. If reliable  $K_d$  values become available new action levels will be calculated for these chemicals.

### **3.7.2 Application of the Action Levels to Trigger Interim Actions**

#### **Surface Water and Groundwater**

The application of the ALF to surface water and groundwater is described in detail in the IMP and is shown in Figure 3-8.

Appendix M provides a "process description" as an approach to better integrate the goals and objectives of groundwater monitoring, hydrogeologic characterization, and remedial actions at RFETS. The intent of this "process description" is not to prescribe specific analyses that must be performed, but to present a general approach that defines how groundwater contamination at RFETS will be assessed and addressed. By developing an integrated process, it is expected that the basis for decisions regarding the need for remediation and the evaluation of remediation performance will be consistent and will effectively protect surface water and ecological resources.

The IMP describes the routine site-wide monitoring programs for surface water, groundwater, air, and ecology. Sampling locations, frequency, analyte suites, and reporting requirements are provided for each media. The IMP implements additional groundwater sampling if Tier II groundwater action levels are exceeded, or if surface water action levels or standards are exceeded at POCs.

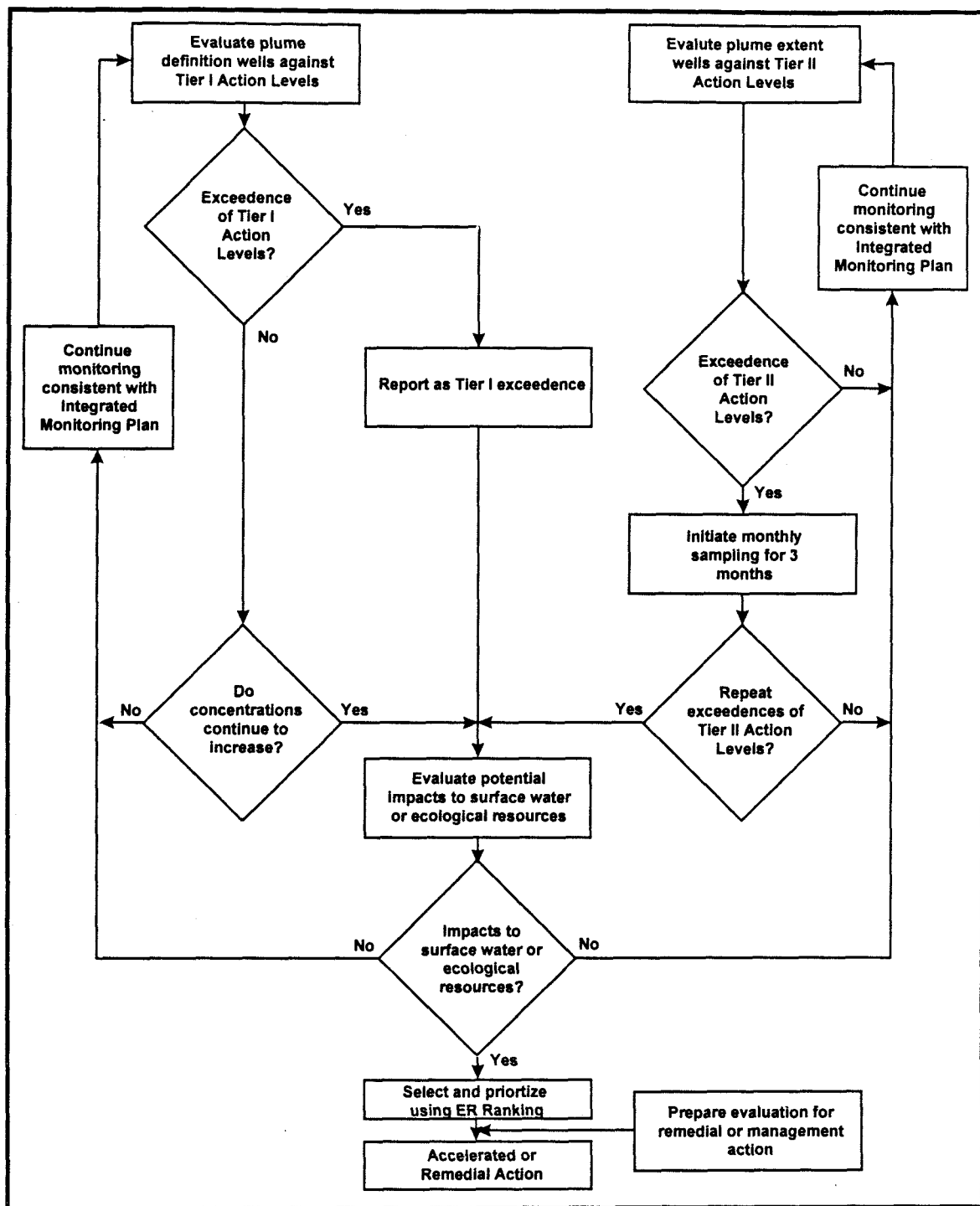


Figure 3-8 Application of Groundwater Action Levels Through the Integrated Monitoring Plan

Where the Tier I or Tier II action level for groundwater is below the background concentration, more frequent sampling and remediation will not be triggered by exceeding the action level. For those constituents for which background levels exist that exceed the Tier I and Tier II action levels, the defacto action level is the background mean plus two standard deviations. Examples of this occurrence are uranium (all isotopes) and manganese. Background values are being developed using the available data.

### **Soil**

The application of soil action levels to trigger interim actions requires a multi-step approach which includes: soil data value comparison, determination of the AOC, aggregation of the data and comparison to the action levels, evaluation of options including additional characterization (as needed), and selection of management options. An overview of evaluation options available after the initial single data point comparison is shown in Figure 3-9.

### **Step 1: Soil Data Value Comparison**

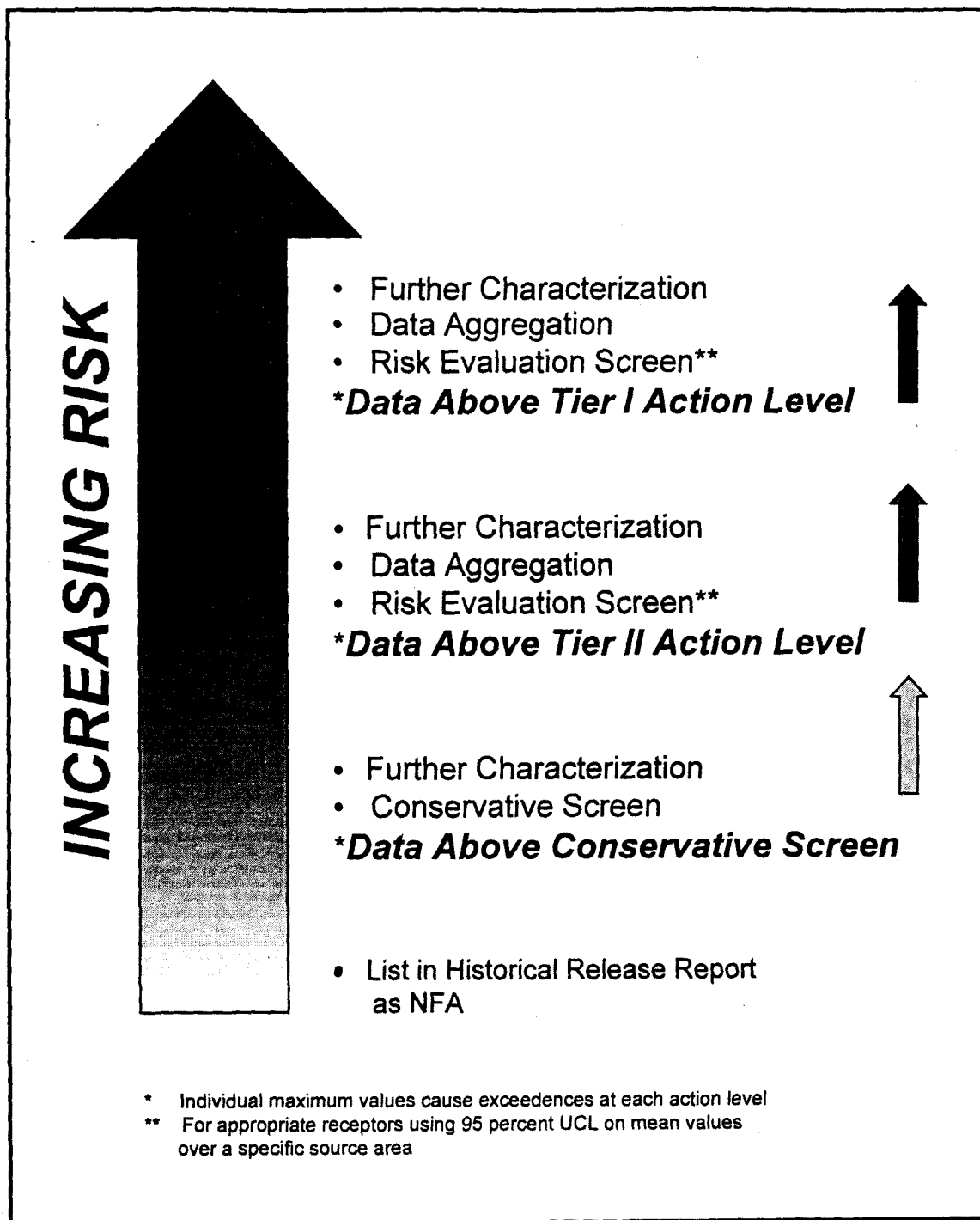
The sequence for comparison of soil action levels to single soil data values is shown below.

- Compare each soil data value to the appropriate action level
- Compare each soil data value to the background mean plus 2 standard deviations
- Tier I exceedance
  - the ratio of each soil data value to the Tier I action level is  $> 1$ , or
  - the sum of the ratios for either non-radionuclides or radionuclides is  $> 1$
- Tier II exceedance
  - the ratio of each soil data value to the Tier II action level is  $> 1$ , or
  - the sum of the ratios for either non radionuclides or radionuclides is  $> 1$
- Below Tier II and above background
  - the ratio of each soil data value to the Tier II action level is  $< 1$ , or
  - the sum of the ratios for either non-radionuclides or radionuclides is  $< 1$

Further evaluation is necessary for sites with soil data values exceeding Tier I action levels to conclude if remediation is necessary.

### **Step 2: Data Aggregation**

The spacial extent of contamination must be known for a remedial action to be planned and undertaken. The AOC is determined for this purpose. When an evaluation of a Tier I exceedance shows an area of very limited extent (e.g., a "hot spot"), data aggregation may not be appropriate, and an action may be performed. The AOC is determined and the data aggregated as follows:



**Figure 3-9 Evaluation Options After Data Point Comparison**

- Determine AOC with respect to Tier I and Tier II action levels using comparison to:
  - background mean plus 2 standard deviations for inorganics
  - detection limits for organics
  - AOCs will be established based on the spacial data distribution
  - there is no lower limit on the size of an AOC, but no single AOC shall exceed 10 acres
- Average data over the AOC, as appropriate
- Use the UCL95 of the mean for comparison to the appropriate action level

### **Step 3: Evaluation Options**

Other evaluation options shown in Figure 3-9 include further characterization or a more detailed risk analysis. If the amount of data available for an site is limited, then further characterization may be required. If the result of the action level screen, after data aggregation, is near the breakpoint of Tier I or Tier II, then a more detailed risk assessment may be performed to better define the appropriate action. If the results of the action level comparison are below Tier II, then it may be appropriate to apply the conservative screen to determine NFA status (Section 3.1.4).

### **Step 4: Management Options**

Various management options are available for source areas depending on the outcome of the action level evaluation and the media. These are detailed in RFCA Attachment 5. A general discussion is presented in Attachment 5, Section 1.3. Action determinations for subsurface and surface soils are detailed in Section 4.3, and for soils in Section 5.3, respectively.

### **3.7.3 Performance Objectives**

As stated in RFCA, Attachment 5, interim cleanup levels for interim remedial actions will equal Tier I action levels unless a provision of ALF, such as protection of surface water, requires a lower remediation goal. Each project will define its specific remediation goals in the appropriate decision document.

## **3.8 ANNUAL UPDATES**

### **3.8.1 Annual Updates of the Environmental Restoration Ranking**

RFCA Attachment 4 contains the prioritized list of ER sites. The RFCA states that the ER ranking is to be updated annually. The 1996 ranking was completed in September, 1996 (RMRS, 1996a). The prioritization focuses the cleanup process, making it possible to address high-risk sites before low-risk sites, thus more quickly reducing risks to human health and the environment. The prioritization of cleanup targets results in a reduction of costs associated with cleanup by allowing better planning and more efficient utilization of resources.

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The original methodology was refined for the 1996 report in order to make it compatible with RFCA and ALF. Appendix M presents the general methodology for ranking ER sites including media-specific evaluations and chemical score tabulation. The methodology produces a prioritized list of ER sites, and includes both a list of sites that require more information and a list of sites awaiting final disposition.

In accordance with RFCA Attachment 4, the ranking will be updated annually, or more frequently if significant new information or updated action levels become available. If no cleanup or investigation activities occur within a fiscal year, the ranking will not be updated that year. With the consensus of all parties, the priority of any ER site can be changed before updating the list, if additional information indicates that this is required. The methodology has been updated to incorporate elements of RFCA.

### **3.8.2 Annual Updates for the Historical Release Report**

The HRR is required by CERCLA §103(c) to describe the known, suspected or likely releases of hazardous substances from RFETS. Original authorization for the HRR was provided in Section I.B.5 of the IAG (DOE, 1991). The HRR, which was published in June 1992, provided a complete listing of all known spills, releases and/or incidents involving hazardous substances that had occurred since the inception of Rocky Flats. Section I.B.3 of the IAG established the requirement for DOE RFFO to notify EPA and CDPHE of any newly identified or suspected releases or threats of release at RFETS, which may threaten human health or the environment. HRR updates were initially required every three months; however, all three parties to the IAG have agreed that DOE RFFO can submit HRR updates annually. The first annual HRR update report was delivered on August 30, 1996.

The process for updating the HRR has been developed through negotiations and document reviews from DOE RFFO, EPA, and CDPHE. As shown in the example presented in Appendix N, the document format includes a description of the release event, complete physical and chemical descriptions of the constituents released, validated analytical data, responses to the events, fate of the constituents released, action/no action recommendations, comments, and a reference section. Additionally, signature lines for DOE, EPA, and CDPHE concurrence are provided in the HRR updates.

Among other purposes, the HRR updates serve as a basis for approving soil disturbance permits; as an aid in making waste determinations; and as an aid in deciding the appropriate level of personal protection equipment for work in an IHSS. RFCA Attachment 6, No Action/No Further Action/No Further Remedial Action Decision Criteria for RFETS, expands the scope of the HRR updates to include information on geographic areas for which an NFA recommendation is warranted. HRR updates were selected as the vehicle for recommending NFA decisions, tracking IHSS status (e.g., boundary changes), and communicating IHSS information (e.g., analytical information for waste determinations required by EPA and CDPHE).

The NFA decisions recommended in the HRR updates are intended to be "place keepers." An IHSS can be placed on hold until the NFA working group or another appropriate body agrees that initiating the OU-wide administrative process (PP, CAD/ROD, RCRA Permit Modification, etc.) for IHSS closure is beneficial.

### **3.9 DISPUTES**

Part 15 of the RFCA enumerates procedures for dispute resolution. As a general admonition, RFCA directs the parties to informally resolve disputes in the first instance. Where the dispute cannot be informally resolved, the RFCA directs the parties to quickly raise the disputed issue. The types of disputes identified in the RFCA include:

- Disapproval of a proposed final document (RFCA ¶s 115, 188)
- Denial or partial grant of a change requested for a regulatory milestone (RFCA ¶s 169, 188)
- Stop work orders (RFCA ¶s 176, 188)
- Force majeure (RFCA ¶175)
- Permit waivers (RFCA ¶16)
- Proposed permit modifications (RFCA ¶s 22, 188)
- Accelerated Actions (RFCA ¶69)
- Decommissioning (RFCA ¶69)
- Determinations that conditions or activities constitute a release or threat of release (RFCA ¶69)
- Corrective Action Management Unit (RFCA ¶82)
- Additional work required under CERCLA (RFCA ¶200)
- RFCA interpretation or implementation (RFCA ¶189)
- Amendments to RFCA (RFCA ¶190)
- The IMP (RFCA ¶188)
- Imposition of fees by CDPHE (RFCA ¶188)

The RFCA also identifies five classes of disputes and specifies the procedures for each. The five classes of disputes include:

- Decisions by lead regulatory agencies
- Disputes regarding additional work required under CERCLA
- Disputes regarding budget and work planning
- EPA-State disputes regarding Sitewide issues
- Disputes regarding overall direction of proposed work

### **3.9.1 Decisions By Lead Regulatory Agencies**

The RFCA creates two organizations to perform dispute resolution. The Dispute Resolution Committee (DRC) consists of the following individuals:

- CDPHE – Hazardous Waste and Materials Management Division, Director
- DOE – Assistant Manager for Strategy, Integration and Guidance, RFFO
- EPA – Region VIII Assistant Regional Administrator for Ecosystems Protection and Remediation

The DRC is the first level of formal dispute resolution. The second level of dispute resolution is the Senior Executive Committee (SEC). The SEC consists of the following individuals:

- CDPHE – Director, Office of Environment
- EPA – Assistant Regional Administrator
- DOE – Manager, RFFO.

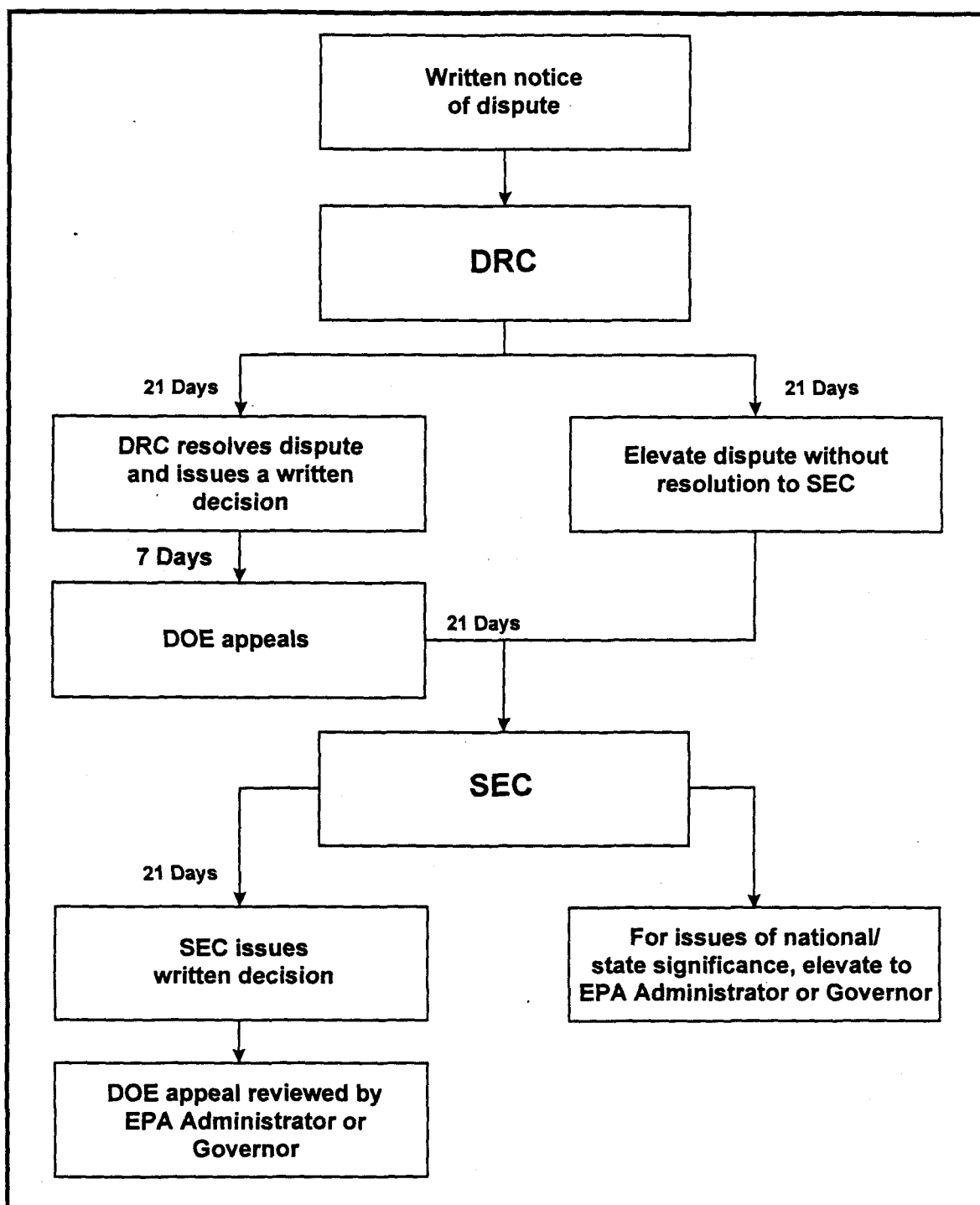
The SEC receives disputes that the DRC has unanimously elevated without resolution or disputes that the DRC has resolved but are under appeal. A schematic of the process is provided in Figure 3-10.

### **3.9.2 Disputes Regarding Additional Work Required Under CERCLA**

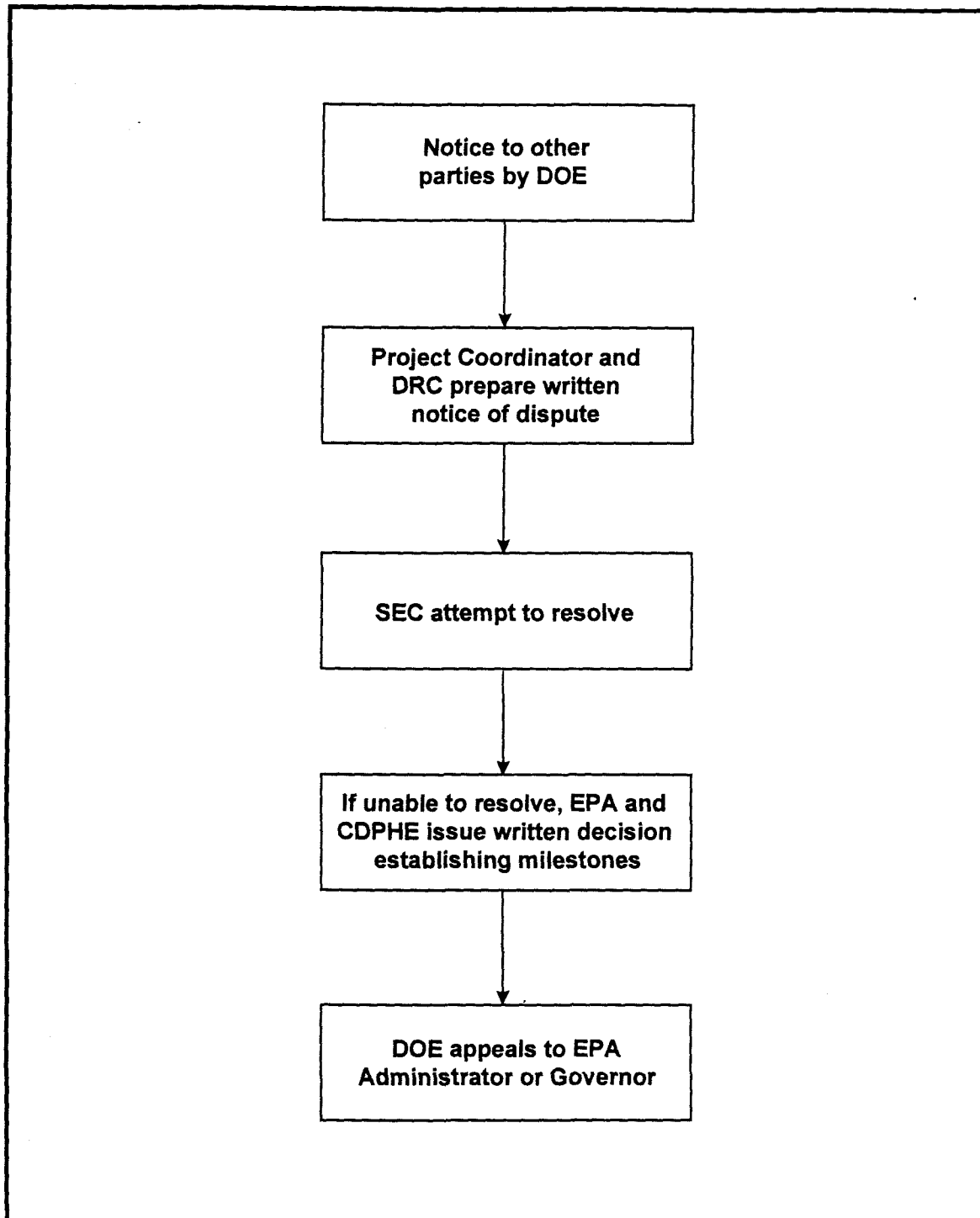
Disputes regarding additional work required under CERCLA follow the basic procedures outlined in Figure 3-10. It should be noted that authority to review appeals of SEC decisions is controlled by RFCA ¶69.

### **3.9.3 Disputes Regarding Budget and Work Planning**

DOE disputes regarding budget and work planning employ the procedures diagrammed in Figure 3-11.



**Figure 3-10 Disputes Regarding Decisions by the Lead Regulatory Agency**



**Figure 3-11 Disputes Regarding Budget and Work Planning**

### **3.9.4 EPA-State Disputes Regarding Sitewide Issues**

For purposes of EPA-State disputes regarding sitewide issues the State-EPA Dispute Resolution Committee (SEDRC) and the State-EPA Senior Executive Committee (SESEC) have the same composition as the DRC and SEC except that the DOE does not vote on those committees. The RFCA identifies the following as sitewide issues:

- PP/draft permit modifications
- CADs/RODs
- Updates to the ER Ranking
- Updates to the IGD
- Future RSOPs for activities regulated under this agreement that are related to more than one OU
- Treatment systems that will treat wastes from the Industrial Area and the Buffer Zone
- Treatability study reports for activities that are related to more than one OU
- IMP
- Updates to the Rocky Flats Sitewide Integrated Public Involvement Plan (RFSIPIP)
- Updates to the HRR

For a complete listing of sitewide issues see ¶207 of RFCA. DOE disputes regarding site-wide issues employ the procedures diagrammed in Figure 3-12.

### **3.9.5 Disputes Regarding Overall Direction of Proposed Work**

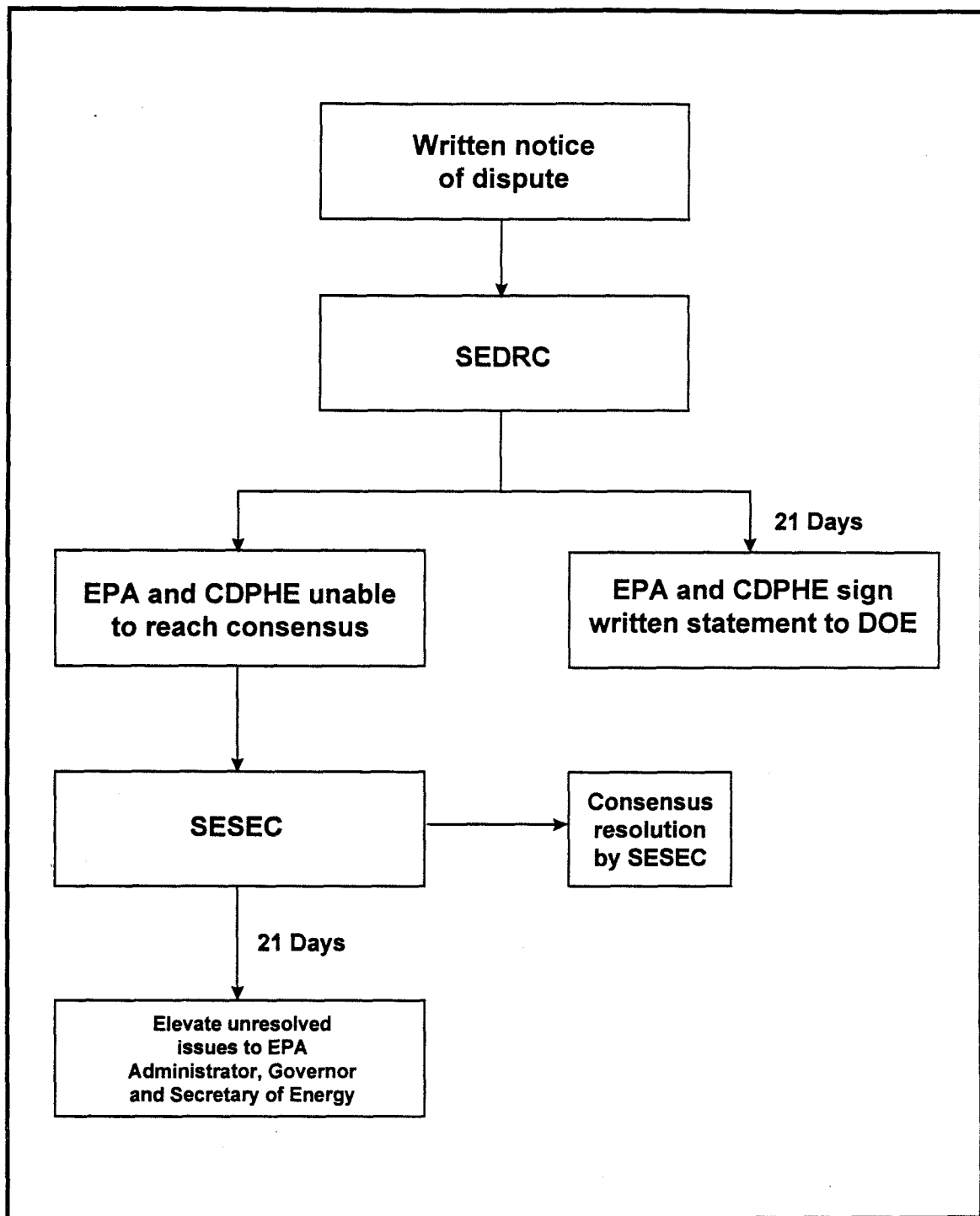
If one of the project coordinators is unable to concur with the overall direction of proposed work, dispute resolution employs the procedures outlined in 3.9.1 with minor changes. (See RFCA ¶214).

## **3.10 MODIFICATION OF DECISION DOCUMENTS**

The RFCA identifies three types of decision modifications: major modifications; minor modifications; and field modifications.

### **3.10.1 Major Modifications**

Major modifications represent a significant departure from the approved decision document. RFCA defines major modifications as follows:



**Figure 3-12 EPA/CDPHE Disputes Regarding Sitewide Issues**

*...a modification to work that constitutes a significant departure from the approved decision document or the basis by which a decision was previously made or approved, e.g., a change in a selected remedial technology, a technical impracticability determination or a significant change to the performance of an SOP (e.g., a tank closure that results in closure in place versus removal) that fundamentally alters the pre-approved procedure. (See RFCA ¶25ar).*

Major modifications to work being done pursuant to a CAD/ROD are accomplished by submitting a written request with justification not less than 90 days prior to executing the change. Concurrently, public notice will be provided followed by opportunity for a 30-day public comment period. Following the public comment the LRA will, if appropriate approve the change or deny it and provide written explanation no longer than 30 days after the close of public comment.

Major modifications to work being done pursuant to an IM/IRA are accomplished by submitting a written request with justification not less than 30 days prior to executing the change. The LRA will, if appropriate approve the change or deny it within 21 days of receipt. For PAMs, the written request must be received no less than 14 days prior to executing the change and the LRA will approve or deny the change within 7 days.

### **3.10.2 Minor Modifications**

Minor modifications are changes that achieve substantially the same level of performance using a different technique. In effect, the change does not affect the final result of the activity. The RFCA defines minor modification as follows:

*...a modification that achieves a substantially equivalent level of protection of workers and the environment and does not constitute a significant departure from the approved decision document or the basis by which a decision was previously made or approved, but may alter techniques or procedures by which the work is completed, e.g., a change in an RSOP that does not change the final result of the activity (e.g., alteration to a tank closure procedure that still results in a clean closure), or a change in operation or capacity of a treatment system that does not cause the system to exceed an effluent limit. (See RFCA ¶25as).*

Minor modifications to work being done pursuant to a PAM are accomplished by submitting a written notification with justification not less than 7 days prior to executing the change. Prior approval of a minor modification is not required. If the LRA disputes the appropriateness of a minor modification, a stop work order by the LRA must be issued within seven days of notification.

Minor modifications to work being done pursuant to a IM/IRA are accomplished by submitting a written request with justification not less than 21 days prior to executing the

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change. For an IM/IRA the LRA will approve the change or deny it with an explanation in writing within seven days of receipt. In appropriate circumstances, the LRA may waive the 21-day waiting period.

### **3.10.3 Field Modifications**

A field modification is allowed when unanticipated conditions are encountered. Field modifications are permitted, without prior approval, to: avoid an imminent threat to human health or safety of the environment, prevent undue delay, or where a cost-effective alternative approach to the safe and protective execution of work is identified. (See RFCA ¶25ag).

Field modifications require that DOE project coordinators give verbal notice to the LRA within one day of making the modification and follow the verbal notice with a written justification within seven days. The LRA may issue a stop work order within seven days of the notification if the work is: inadequate or defective, likely to have substantial adverse impacts on other response action selection or implementation processes, or likely to significantly affect cost, scope, or schedule and requires further evaluation.

### **3.11 NPL DELISTING**

The NPL delisting process begins upon approval and acceptance of the Buffer Zone and Industrial Area CAD/RODs. There are five steps in the delisting process:

- Preparation of the Notice of Intent to Delete with EPA and State review and approval
- Publication of the Notice of Intent to Delete in the Federal Register for public comment
- Publication of the Notice of Availability for the Notice of Intent to Delete
- Publication of the Notice of Deletion along with the comment responsiveness summary in the Federal Register
- Placement of the final information package in local information repositories

It is possible to partially delist those portions of the site where NFAs or remedies involving institution controls have been implemented. Deletion of the site from the NPL may occur before the cessation of operation and maintenance activities specified in the CAD/ROD. Additionally, five-year reviews may be required after delisting.

### **3.12 SOIL MANAGEMENT**

(Reserved)

### **3.13 WATER MANAGEMENT**

(Reserved)

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## **4.0 ADMINISTRATION**

This section provides an overview of the following:

- The federal budgeting process
- Requirements for budget planning and authorization
- Controlling a project
- Compilation of the AR
- Records management and document control
- Reporting requirements

Section 4.0 has been written in conjunction with RFCA and RFETS standard policies and practices which provide policy and procedural direction for the diverse administrative functions performed at RFETS. The referenced plans, procedures, and documents are intended to supplement the guidance and minimum requirements presented in this section.

### **4.1 BUDGET PLANNING AND EXECUTION**

All RFETS budgeting are performed in accordance with approved RFETS budget planning, formulation and execution procedures. A summary of the budget planning and execution process is provided on Figure 4-1 General Timeline for Budget ISB, RFCA Milestones, and K-H Performance Measures.

Funding at RFETS is based on the Fiscal Year (FY) cycle. The federal FY starts on October 1 and ends on September 30 of the following year. The FY is designated by the calendar year in which it ends. At any given time, four FYs are under consideration:

- PY – Prior Year (the previous FY completed)
- FY (the current FY or the execution year)
- FY+1 (also called the budget year) – where Congress considers DOE's budget request
- FY+2 (the first planning year) – where RFETS activity requirements are identified
- FY+3 through FY+5 (and beyond for some activities) – where budget plans are developed

The budget process has three main phases: (1) executive budget formulation and transmittal, (2) Congressional action, and (3) budget execution and control.

#### **4.1.1. Executive Budget Formulation and Transmittal**

The budget formulation process begins at least 14 - 18 months before the budget request is transmitted to Congress by the President. DOE RFFO prepares its budget request based on the guidelines provided by the President through the Office of Management and Budget (OMB) and through DOE Headquarters (HQ). (See Figure 4-2).

Final RFCA: IGD  
Appendix 3  
August 11, 1997

|  | October   | November   | December   | January | February  | March   | April   | May   | June   | July   | August   | September  | October  | November   | December   |
|--|---|--|--|---------|---|---|---|---|--|--|--|--|--|--|--|
| <b>Federal Budget Process (Row A)</b>                  | DOE-HQ and OMB negotiate FY+1 budget based on DOE FY+2 submittal the previous spring (B-4). |  |  |         | President submits FY+1 budget to Congress. [A-2]                              |   |   | Congressional appropriations hearings, and negotiations with DOE and OMB.             |  |  |  | President signs FY+1 federal appropriations bills into law.  |  |  |  |
| <b>RFETS Budget/Planning (Row B)</b>                   |   | RFEO gets FY+2 planning, budget call from HQ. [B-1]  | o RFEO reviews and updates FY+2 budget, including any additional work, and Ten Year Plan, receives input from President's FY+1 budget submittal (A-2). | [A-1]   | o RFEO submits FY+2 budget to Congress. [B-2]                                 | o FY+2 budget and planning meetings with stakeholders and DOE-HQ. [B-3] | RFEO submits FY+2 budget to DOE-HQ. [B-4]                             | RFEO gives Kaiser-Hill Program Execution Guidance for FY+1. [B-5]                     | RFEO finalizes FY+1 baseline budget. [A-3]   | RFEO sets FY+1 baseline budget, with input from DOE-HQ (A-4), final ISB (B-4). [B-7]   |  |  |  |  |  |
| <b>Integrated Site-wide Baseline (Row C)</b>           |   | RFEO and Kaiser-Hill budget and planning staffs revise draft FY+1 and FY+2 ISB (same staffs are also developing FY+2 budget and Ten Year Plan materials in B-2). |  | [C-1]   | Revised FY+2 ISB, multi scenarios (B-2 D-4, D-9)                              | [C-2]   | EPA and COPHE set FY+2 Milestones even if no consensus exists. [D-4]  | o Re-evaluate current FY projects, and adjust FY+2 according to input from C-3. [D-5] | Informal DDC-level meeting to continue evaluating FY+1, +2 Milestones and Target Activities. [D-6] | Final FY+2 agreement from final budget (B-7).  | Final FY+2 agreement from final budget (B-7).  | Final FY+2 agreement from final budget (B-7).  | Final FY+2 agreement from final budget (B-7).  | Final FY+2 agreement from final budget (B-7).  | Final FY+2 agreement from final budget (B-7).  |
| <b>RFCA Milestones &amp; Target Activities (Row D)</b> |   | RFEO, after consulting with Parties and CAB, proposes FY+2 activities and relative priorities. [D-1]   | Parties agree, or regulators set FY+2 Milestones and Target Activities. [D-2]  | [D-3]   | Dispute Resolution begins for disputed FY+2 Milestones and Target Activities. | [D-4]   | RFEO and COPHE set FY+2 Milestones even if no consensus exists. [D-4] | o Re-evaluate current FY projects, and adjust FY+2 according to input from C-3. [D-5] | Informal DDC-level meeting to continue evaluating FY+1, +2 Milestones and Target Activities. [D-6] | Final FY+2 agreement from final budget (B-7).  | Final FY+2 agreement from final budget (B-7).  | Final FY+2 agreement from final budget (B-7).  | Final FY+2 agreement from final budget (B-7).  | Final FY+2 agreement from final budget (B-7).  | Final FY+2 agreement from final budget (B-7).  |
| <b>Kaiser-Hill Performance Measures (Row E)</b>        |   |  |  |         | 1st draft at FY+1 PMs, based on C-2.  | [E-1]   | RFEO and KH agree on selection criteria, scope. [E-2]                 | 2nd draft at FY+1 PMs, based on C-3. [E-3]  | Negotiate FY+1 PMs, starting July 1. [E-4]   | Final FY+1 PMs, requires step B-7. [E-5]   | Final FY+1 PMs, requires step B-7. [E-5]   | Final FY+1 PMs, requires step B-7. [E-5]   | Final FY+1 PMs, requires step B-7. [E-5]   | Final FY+1 PMs, requires step B-7. [E-5]   | Final FY+1 PMs, requires step B-7. [E-5]   |
| <b>Regulatory Agency Reviews (Row F)</b>               |   | RFEO shares FY+2 budget call to Parties, CAB (B-1). [F-1]  |  |         | RFEO shares FY+1 budget, based on A-2. [F-2]                                  | [F-3]   | RFEO briefs CAB Parties on FY+1 impacts. [F-3]                        |   | Parties evaluate current FY projects, especially those critical to RFCA Milestones. [E-4]          | RFEO briefs Parties on FY allocations. o Parties evaluate FY FY+1 projects. o If no agreement is reached within 60 days after budget allocation, regulators set milestones and Parties begin Dispute Resolution Process. [F-4] | RFEO briefs Parties on FY allocations. o Parties evaluate FY FY+1 projects. o If no agreement is reached within 60 days after budget allocation, regulators set milestones and Parties begin Dispute Resolution Process. [F-5] | RFEO briefs Parties on FY allocations. o Parties evaluate FY FY+1 projects. o If no agreement is reached within 60 days after budget allocation, regulators set milestones and Parties begin Dispute Resolution Process. [F-5] | RFEO briefs Parties on FY allocations. o Parties evaluate FY FY+1 projects. o If no agreement is reached within 60 days after budget allocation, regulators set milestones and Parties begin Dispute Resolution Process. [F-5] | RFEO briefs Parties on FY allocations. o Parties evaluate FY FY+1 projects. o If no agreement is reached within 60 days after budget allocation, regulators set milestones and Parties begin Dispute Resolution Process. [F-5] | RFEO briefs Parties on FY allocations. o Parties evaluate FY FY+1 projects. o If no agreement is reached within 60 days after budget allocation, regulators set milestones and Parties begin Dispute Resolution Process. [F-5] |

**Figure 4-1 General Timeline for Budget, ISB, RFCA Milestones and K-H Performance Measures**

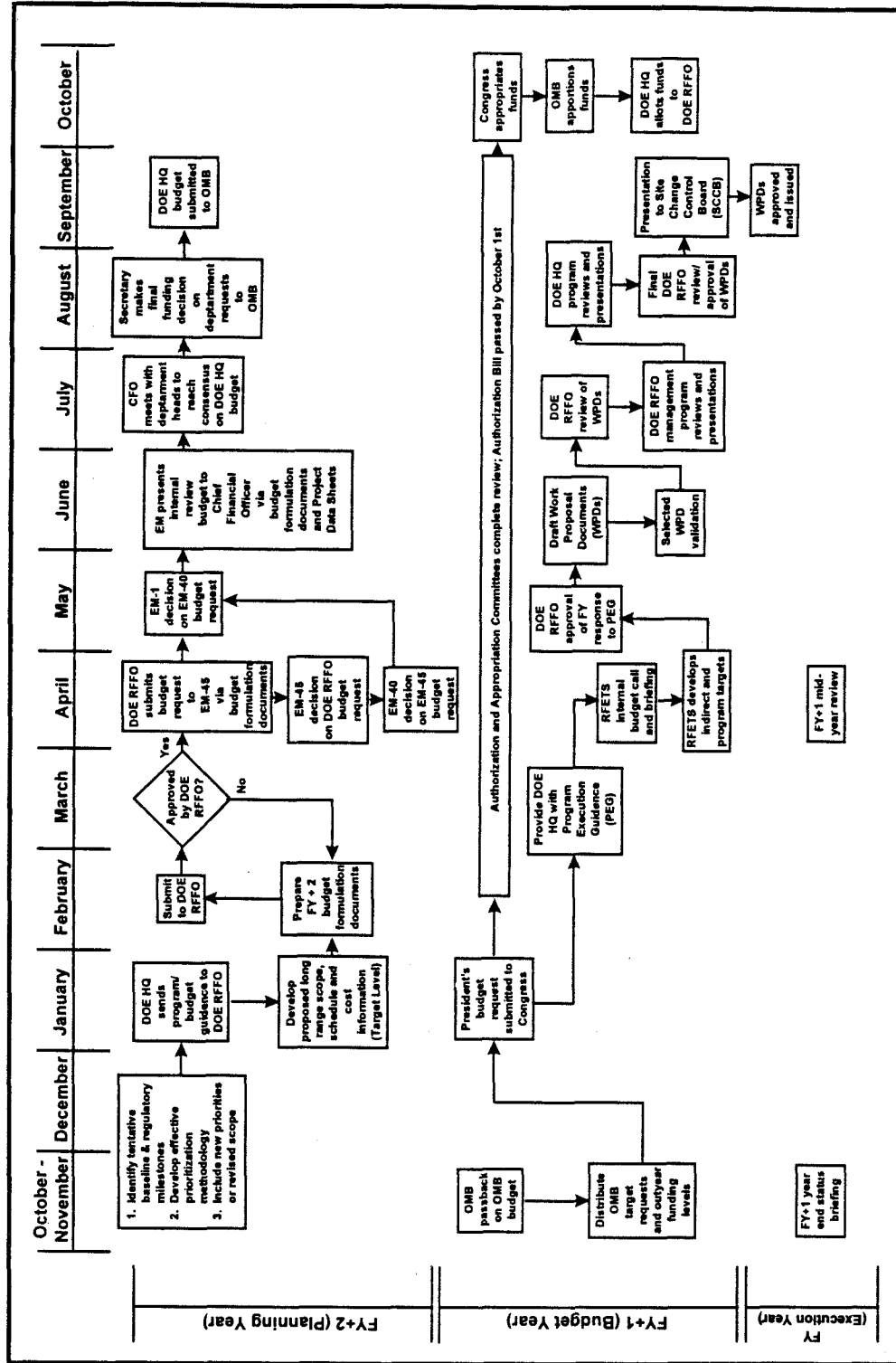


Figure 4-2 The Federal (DOE) Budget Execution Process

The budget is developed in the context of a multi-year budget planning system that includes coverage of the current FY as well as the FYs beyond FY+1. In FY 1997, the planning process was expanded to include coverage of all project years required to complete the RFETS mission and is not limited to four FYs. The system requires that broad budgetary goals, agency spending, and employment targets be established beyond the budget year.

During the formulation of the budget, there is a continual exchange of information, proposals, evaluations, and policy decisions among DOE RFFO staff, DOE HQ, OMB, and the President. Decisions concerning the upcoming budget are influenced by the results of budget validation reviews, previously enacted budgets (including the one being executed by the agencies), and the reactions to the last proposed budget under consideration by Congress. In accordance with current law, the President submits final agency budget requests to Congress no later than the first Monday in February.

#### **4.1.2 Congressional Action**

Between February and September 30, Congress is considering all federal agency budget requests. If Congress does not complete its work before the start of the FY (October 1), then a Continuing Resolution (CR) may be enacted for a given amount of time to keep agencies operating at the same level as the prior FY. During a CR, no new projects or activities may be started.

At any time, Congress can change funding levels, eliminate programs, enact legislation that authorizes an agency to carry out a program, or add programs not requested by the President or an agency. After the appropriation process, the program may be realigned through a reprogramming request. Both actions require OMB and Congressional approval.

#### **4.1.3 Budget Execution and Control**

Once approved, the President's budget, as modified by Congress, becomes the basis of the financial plan for the operations of each agency during the FY. The sequence is as follows:

- The Director of OMB apportions appropriation (funding) to DOE HQ by time periods and by activities
- DOE HQ allocates funds to the various sites across the DOE complex

For the remainder of the FY, DOE RFFO budget execution focuses on monitoring the contractor's progress in performing RFETS cost baseline activities.

### **4.2 PROJECT PLANNING AND BUDGET PROCESS**

To accomplish work at RFETS, the internal authorization basis process is closely coupled with RFETS Life-Cycle Baseline, and the provisions of the RFCA agreement provide the planning and scope for achieving the RFETS Vision:

- To achieve accelerated cleanup and closure of Rocky Flats in a safe, environmentally protective manner and in compliance with applicable state and federal environmental laws
- To ensure the Rocky Flats does not pose an unacceptable risk to the citizens of Colorado or to the site's workers from either contamination or an accident
- To work toward the disposition of contamination, wastes, buildings, facilities and infrastructure from Rocky Flats consistent with community preferences and national goals

#### **4.2.1 Project Planning/Project Scoping**

The RFETS system incorporates methods and procedures for planning, authorizing, and controlling a project so that work can be performed to defined specifications, schedule, and budget. The system defines the processes for:

- Organizing and defining work
- Assigning, planning, and authorizing work
- Measuring work performed
- Analyzing and reporting costs of work performed
- Controlling changes to an established baseline by use of a Site Change Control Board

All RFETS project planning is done in accordance with approved site procedures.

#### **Scope**

The project scope formally establishes the project mission, functional objectives, scope of work, technical approach, regulatory requirements, and assumptions. Project scope is determined by the project mission needs, objectives, and regulatory requirements.

#### **Schedules**

The critical path method of scheduling is used for establishing schedule baselines. Total life-cycle of a project is scheduled; however, near-term work may be in greater detail than out year work. Ongoing coordination between EPA, CDPHE, and DOE RFFO will occur to determine the appropriate target dates for subproject milestones.

#### **Integrated Sitewide Baseline**

All work performed by DOE RFFO at RFETS will be scheduled and integrated by inclusion in a controlled master resource-loaded critical path method schedule, referred to as the ISB, that will include the life-cycle schedule of all the work scope required to achieve the RFCA Vision. Schedule detail will reflect a "Rolling Wave" method of scheduling which produces a decreasing level of detail as time is extended from the current FY. The ISB will be used to direct and manage the RFETS work efforts while being the basis for current year and out year budgeting and planning. All schedule reports, both internal and external (DOE RFFO, EPA, CDPHE, Stakeholders, etc.), will be produced from the ISB. Individual schedules not incorporated into the ISB will not be recognized.

The ISB is the basis against which planning and project performance will be evaluated. A cost and resource loaded schedule allows the evaluation of planning alternatives as they relate to funding and resource constraints, while insuring the plan maintains the logical sequence of activity execution as the plan proceeds through multiple iterations. The ISB will also be used to manage the project and evaluate performance in prior and current fiscal years. The current working schedule and budgets will be updated using actual costs and schedule status to be compared to the baseline in the calculation of cost and schedule variances.

RFETS has developed an ISB that depicts activities and milestones necessary to achieve the end of the Intermediate Site Condition based on Draft 2006 Plan. The ISB reflects planning assumptions that are agreed to by DOE RFFO, EPA and CDPHE. Changes to the project baseline which could lead to delays of important milestone completion dates will be approved by DOE RFFO, EPA and CDPHE as defined in RFCA. The ISB shall be reviewed monthly and updated as required — annually at a minimum.

#### **RFCA Change Control**

The RFCA change control process is the mechanism used by DOE RFFO, EPA, or CDPHE to assure that scope, schedule, or cost changes are reviewed for need, justification, and impact in a structured manner, and to assure that all parties can fulfill their responsibilities. This process is defined in the RFCA, Part 10 (Changes to Work). If the change will affect regulatory milestones, DOE RFFO will identify proposed modifications to the regulatory milestones in accordance with RFCA, Part 12 (Changes to Regulatory Milestones) and notify the other parties of modifications to the baseline.

#### **Milestones**

EPA and CDPHE will establish milestones from the ISB; no more than 12 milestones total per FY for FY, FY+1, and FY+2. Milestones will be designed to:

- Provide accountability for key commitments
- Ensure adequate progress at the site
- Provide adequate scope drivers
- Facilitate budget planning and execution

EPA and CDPHE may also establish a few key out year milestones (i.e., beyond FY+2) to provide long-term drivers for achieving the end of the RFCA Intermediate Site Condition (See RFCA preamble for description).

#### **Regulatory Milestone Change Control Process**

A regulatory milestone that is established according to the provisions of RFCA shall be changed upon receipt of a timely request for change, provided good cause exists. Requests for change shall be submitted no less than 30 days before the date of the regulatory milestone except for changes sought on the basis of a force majeure. Consistent with ¶165 of RFCA, any request for change shall be submitted in writing and shall specify:

- The regulatory milestone that is sought to be changed
- The length of the change sought
- Good cause(s) for the change
- Any related regulatory milestone or target date that would be affected if the change were granted

### **4.3 REGULATOR INTERACTION IN THE BUDGET AND PLANNING PROCESS**

This section provides an overview of regulatory participation in the budget and planning process for FY, FY+1, and FY+2. Refer to Part 11, Subpart A, ¶s 128-142 of the RFCA for detailed information regarding these interface points. Figure 4-3 also describes the RFCA budget and planning process.

#### **4.3.1 FY Activities**

FY activities are those that occur during the current FY. These activities are as follows:

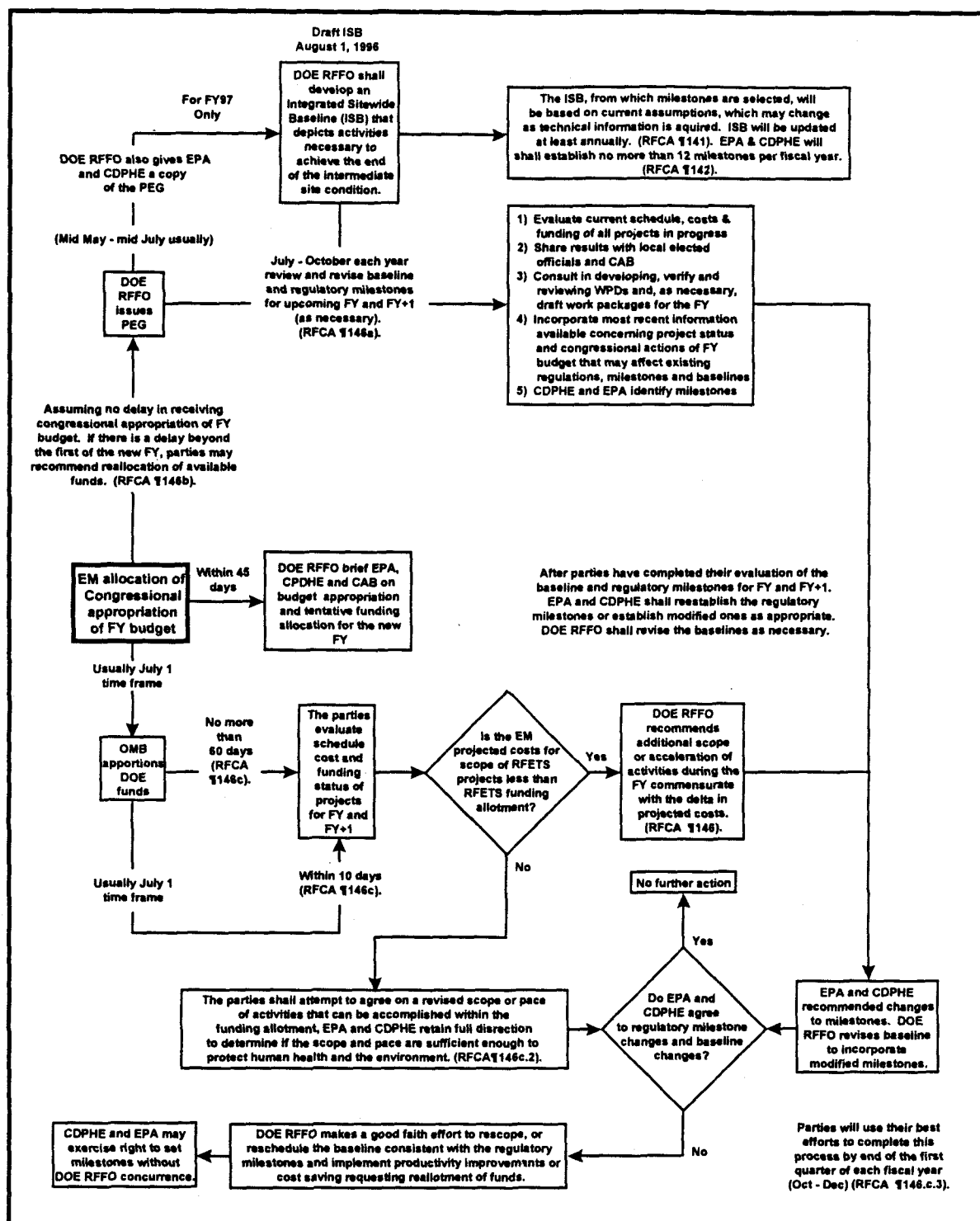
##### **April – May**

Within 30 days following the completion of DOE RFFO's annual midyear management review, DOE RFFO will brief EPA and CDPHE on any decisions that affect the ISB and RFCA regulatory milestones.

##### **July – September**

DOE RFFO, EPA, and CDPHE will evaluate the current schedule, cost and funding status of all projects in progress in the just-ending fiscal year, particularly those activities or projects that are on the critical path to meet regulatory milestones in the upcoming two fiscal years.

In addition, the DOE RFFO, CDPHE, and EPA Project Coordinators will meet periodically through the FY to monitor and discuss the status of projects scheduled during the year. DOE RFFO will promptly notify EPA and CDPHE of any proposed site- specific or programmatic action, if such action may have an impact on DOE RFFO's ability to meet the baselines or regulatory milestones of RFCA.



### **4.3.2 FY+1 Activities**

FY+1 activities are those that are being planned during the current FY and will be performed in the next FY. These activities are provided on Figure 4-4 and include the following:

#### **January – May**

- DOE RFFO will submit to CDPHE, EPA, and the Citizens Advisory Board (CAB) a summary of the DOE RFFO budget request.

#### **July – October**

- DOE RFFO will provide EPA, CDPHE, and the CAB with copies of the Program Execution Guidance (PEG).
- DOE RFFO will consult with EPA and CDPHE in the development, verification, and review of draft Work Proposal Documents (WPDs) and ISB for FY+1.
- DOE RFFO will review and revise ISB and regulatory milestones and target activities as necessary.

#### **October – December**

- DOE RFFO and DOE HQ will brief EPA and CDPHE on the budget appropriation and tentative funding.
- No more than 60 days after OMB apportions DOE funds, DOE RFFO, EPA and CDPHE will evaluate schedule, cost, and funding status of projects for the new FY to incorporate information into budget, milestone, and target DOE activities.

If there is a delay in Congressional appropriations beyond the first day of the new fiscal year, DOE RFFO will inform EPA and CDPHE of any continuing resolutions, and of the impact of the delay on its ability to meet regulatory milestones and other requirements of the RFCA. EPA and CDPHE will review these actions and may recommend reallocation of available funds.

### **4.3.3 FY+2 Activities**

FY+2 activities are those which are being planned during the current year and apply in two FY. Figure 4-5 delineates the FY+2 activities which are discussed below:

#### **January – April**

- Within one week after DOE HQ issues planning/budget guidance, DOE RFFO will provide a copy of guidance to the EPA and CDPHE.
- Within three weeks after DOE RFFO receives target level funding, DOE RFFO will provide its preliminary RFCA impact assessment
- Before submittal of the FY+2 budget request to DOE HQ, FY+2 baselines, regulatory milestones, and target activities will be established or revised

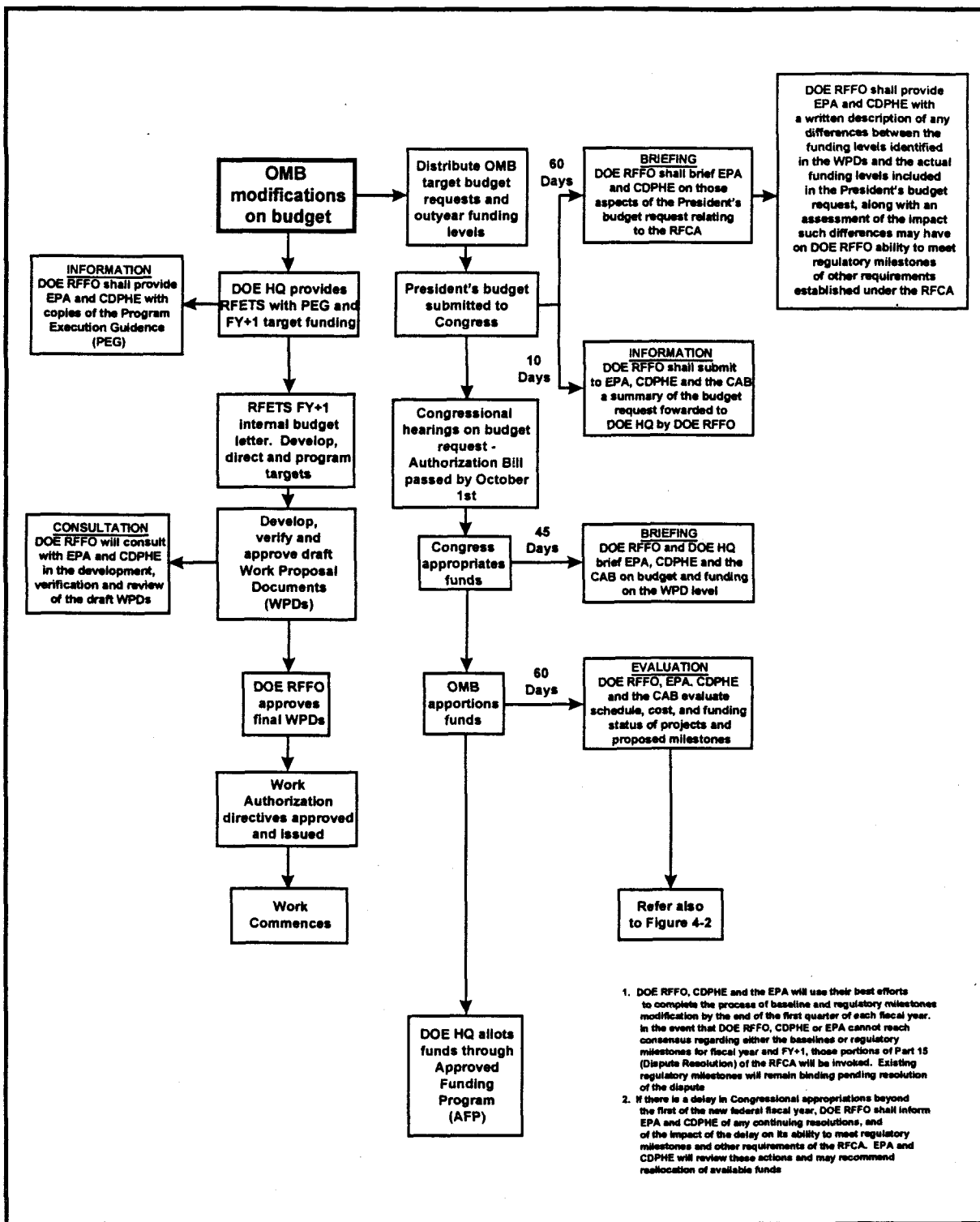


Figure 4-4 FY + 1 Activities

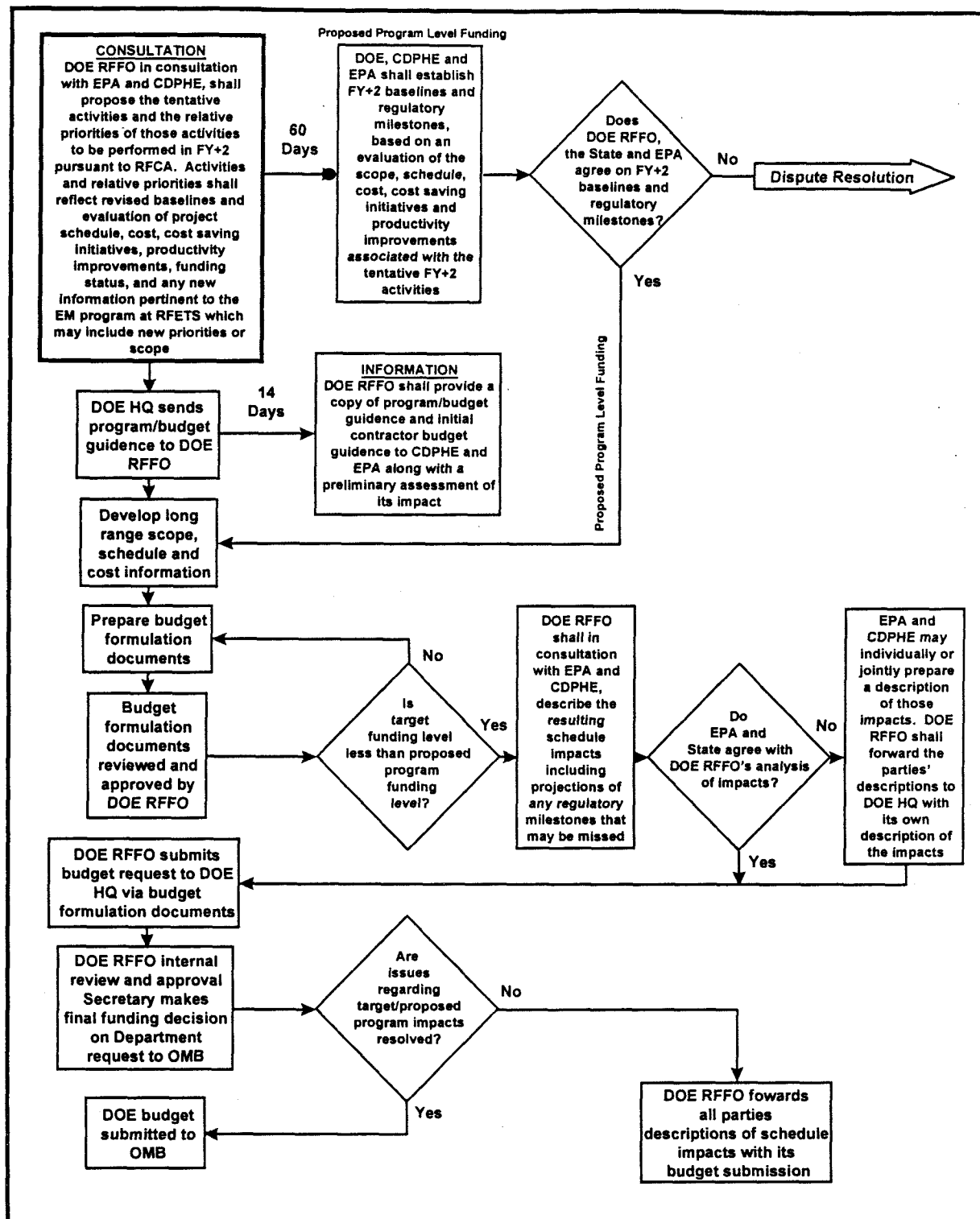


Figure 4-5 FY + 2 Activities

#### **4.3.4 Roles and Responsibilities**

The budgetary roles and responsibilities for DOE RFFO include:

- Requesting necessary funds to meet RFCA Regulatory Milestones, Target Activities, and other commitments/requirements
- Interacting with DOE HQ regarding budget formulation document submittals, the presidential budget submittal, problems with the RFETS's cost baseline and budget
- Communicating RFETS objectives and priorities
- Conveying information and guidance to the CDPHE, EPA, and the CAB

DOE RFFO's role focuses on maintaining the RFETS's cost baseline, preparing budget formulation documents, and ensuring that projects have the proper authorization basis for planning and execution. The role of the CDPHE and EPA focuses on evaluating the ISB and funding status of projects to determine if the RFETS budget is adequate for meeting RFCA requirements and other environmental laws, and to establish milestones and target activities for the budget and planning years. EPA and CDPHE should be involved early in the budget process during the consultative process set forth in RFCA. All RFCA Parties have the responsibility to identify areas in the ISB where cost savings can be achieved in order to free funding for other risk reduction activities.

#### **4.3.5 Cost Savings Initiatives and Productivity Improvements**

EPA and CDPHE shall consult with DOE RFFO during the RFETS budget planning and execution processes and other times deemed appropriate to identify and evaluate opportunities and incentives to improve productivity and reduce costs associated with activities at RFETS.

Standards, requirements, and practices shall be regularly reviewed to determine that activities at RFETS are conducted in a manner that is sufficient to achieve compliance with requirements and to protect workers, the public, and the environment, and necessary to accomplish the RFCA preamble objectives expeditiously and efficiently. Refer to RFCA ¶s 151-155 for additional guidance on cost savings and productivity improvements.

### **4.4 ADMINISTRATIVE RECORD/RECORDS MANAGEMENT/ DOCUMENT CONTROL**

#### **4.4.1 Administrative Record**

The AR is the compilation of documents relied on by DOE to select a response action for cleanup of a hazardous waste site. In accordance with Section 113(k) of CERCLA, as amended by the Superfund Amendments and Reauthorization Act of 1986, AR files will be maintained for CERCLA response actions at or near RFETS, using EPA policies and guidelines. DOE RFFO is ultimately responsible for AR contents for RFETS.

The AR will be kept in accordance with CERCLA, NCP, and OSWER Directive 9833.3a-1 (EPA, 1994a) *Guidance on Administrative Record for Selecting of CERCLA Response Actions* and AR Implementation Procedure 2-S65-ER-ADM-17.02 *Administrative Record Document Identification and Transmittal* (RMRS, 1995). An AR shall be established for each OU, for each ER action, and for each decommissioning action. Documents necessary to be included in each AR are delineated in OSWER Directive 9833.3a-1 (EPA, 1994a).

A listing of documents that should be included in the AR are provided in Appendix P. Any future changes to AR policies and guidelines affecting the AR files shall be discussed by DOE RFFO, EPA, and CDPHE and an agreement shall be reached on how best to accommodate those changes.

EPA, after consultation with CDPHE when necessary, shall make the final determination of whether a document is appropriate for inclusion in an AR. EPA and CDPHE shall participate in compiling the AR by submitting documents to DOE RFFO as EPA and CDPHE deem appropriate. DOE RFFO will forward these documents to the RFETS AR files. Every AR file will be reviewed and approved by DOE RFFO, EPA, and CDPHE before the file is closed at the signing of the appropriate decision document.

RFETS procedure 1-F78-ER-ARP-001 *CERCLA Administrative Record Program* (RMRS, 1994b), establishes and defines the requirements and responsibilities for the compilation and maintenance of CERCLA AR files and completed ARs.

Four information repositories have been established to provide the public with access to the AR. A copy of the AR is accessible to the public at times other than RFETS normal business hours through the Public Reading Room at Front Range Community College.

**Information Repositories:**

**U.S. Environmental Protection Agency**  
Region VIII  
Superfund Records Center  
999 18th Street, Suite 500  
Denver, Colorado 80202-2466  
(303) 293-1807

**Citizens Advisory Board**  
9035 Wadsworth Parkway  
Suite 2250  
Westminster, Colorado 80021  
(303) 420-7855

**Colorado Department of Public Health  
and Environment**  
Information Center, Bldg. A  
4300 Cherry Creek Drive South  
Denver, Colorado 80220-1530  
(303) 692-3312

**U.S. Department of Energy**  
Rocky Flats Public Reading Room  
Front Range Community College Library  
3645 West 112th Avenue, Level B  
Westminster, Colorado 80030  
(303) 469-4435

#### **4.4.2 Records Management**

The objectives of the RFETS records management program are to identify, capture, protect and maintain active project records; index active records to ensure efficient and effective retrievability; safeguard records to prevent loss, damage, or unauthorized accesses; and turn over inactive records to the RFETS for disposition in accordance with approved retention schedules. Final records disposition shall be approved by the DOE RFFO designee and be consistent with the CERCLA, RCRA, CHWA, and DOE RFFO records retention schedules, whichever is longer. DOE shall make all such records or documents available to CDPHE and EPA upon request.

RFETS procedure 1-V41-RM-001, *Records Management Guidance for Records Sources* (RMRS, 1996c), provides detailed guidance on the RFETS Records Management Program. Procedures for implementation of the records management program elements identified in the above procedure are: (1) RM-06.03 *Records Receipt, Processing, Retrieval, and Disposition* (RMRS, 1997a); and (2) RM-06.02 *Records Identification, Generation, and Transmittal* (RMRS, 1997b).

#### **4.4.3 Document Control**

Document control is the process of managing the authorized release of specific documents and changes to ensure that only the most current, approved-for-release copies of controlled documents are used to perform Program activities, including those that prescribe activities affecting quality and safety. RFETS procedure 1-77000-DC-001, *Document Control Program* (RMRS, 1993), establishes requirements responsibilities, and instructions for the identification and control of controlled documents.

### **4.5 REPORTING**

All reporting shall be done in accordance with established DOE HQ and Environmental Management policies and requirements. DOE-stipulated elements focus on cost, schedule, and technical performance against approved baselines. Additional reporting requirements established by DOE RFFO are provided in RFETS policy 1-R97-F&A-MCS-001, *Management Control Systems and ER Project Control Management Procedures and Requirements* (RMRS, 1996d).

RFCA Project Coordinators will meet at least monthly to discuss accomplishments, work in progress and anticipated work, potential changes to the baseline, implementation difficulties, compliance issues, opportunities for streamlining, and other matters of importance to implementation.

Quarterly, DOE RFFO will provide EPA and CDPHE with a progress report that describes progress toward implementation of activities covered by RFCA. Whenever possible, existing reports and databases will be used to fulfill this reporting requirement. Upon request, DOE RFFO will provide EPA and/or CDPHE with copies of project status reports on a monthly basis.

## **5.0 PUBLIC INVOLVEMENT AND STAKEHOLDER SUPPORT**

### **5.1 BACKGROUND**

Public involvement is an important part of the RFCA Vision. An effective public involvement strategy, as part of routine project planning, is required by both law and DOE policy for many project activities. In addition, it is the best management practice on any project potentially impacting public health. This section describes the RFETS approach to involving stakeholders in project decisionmaking as RFETS progresses toward cleanup and closure.

All public involvement activities will be conducted in compliance with applicable requirements under NEPA, CERCLA, RCRA, and DOE Orders and guidelines. Those requirements and guidelines are identified in the RFSIPIP.

### **5.2 PUBLIC INVOLVEMENT OBJECTIVES**

The RFSIPIP is designed to increase stakeholders' understanding of the site's environmental restoration and waste management programs and to open avenues for stakeholders' to participate in Rocky Flats decision-making processes. This program has been developed to:

- Provide accurate and timely information about environmental contamination and hazardous materials, cleanup plans, monitoring and implementation progress
- Ensure stakeholders have the opportunity to provide input regarding planned actions and to have their opinions considered in decision-making
- Ensure the DOE RFFO and its contractors understand and take into account stakeholder values and concerns
- Meet RCRA, CERCLA, NEPA, and RFCA public involvement requirements

Public involvement in the decision-making process will be conducted utilizing the Rocky Flats Public Participation Guidance, which was created to ensure public involvement at Rocky Flats meaningful (i.e., influential in the site decisions) and to optimize the effectiveness of public involvement efforts.

Additionally, public participation will adhere to the following guidelines and principles as outlined in the RFCA:

- Ongoing consultation with the local elected officials
- Consistency with RFETS' long-term vision, mission, and budget
- Clear linkage to a decision-making process
- Adherence to state and federal requirements
- Stakeholder consultation on significant public policy issues, even if there is no legal requirement for involvement
- Inclusion of various and diverse community groups and people with varying levels of knowledge and understanding of RFETS issues

### **5.3 PUBLIC INVOLVEMENT PLANNING**

It is the responsibility of all managers at RFETS to plan for the appropriate level of stakeholder involvement as a primary element of site closure projects. Stakeholder involvement before selection of alternatives ensures decisions are made with full awareness of all relevant issues. Failure to involve stakeholders at appropriate points can result in costly project delays and reformulation of plans. In developing a public involvement strategy, managers should base decisions about the level and timing of public involvement on the following:

- Probable impact on stakeholders
- Likelihood of value conflicts among stakeholders
- Level of perceived risk to stakeholders
- Uneven distribution of impacts of alternatives among stakeholder groups

Managers should consult with the RFETS Office of Communication (OC) during the project planning stages to develop a strategy for involving the public in project decisions, as well as to develop the tools necessary to implement that strategy. The OC will prepare information for managers' use while engaging the public. The OC coordinates outreach programs (e.g., Speakers Bureau and Tours and Visits) to promote additional face-to-face interaction.

Project-specific public involvement strategies, while not required for all projects, will provide the framework for soliciting stakeholder input. These strategies, or "mini" public involvement plans should identify the desired outcome of the strategy, the primary audience, the message, sensitive issues, and tools to be used.

Once the level of public involvement has been identified, it is important to communicate clearly what role the stakeholders have in the decision making process, to explain how the

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public fits into that process, and how public input will affect the decision. As a project progresses through planning into implementation, the extent too which public input can be influenced will decrease. Accurately communicating the appropriate level of involvement can reduce misunderstanding.

## **5.4 PUBLIC INVOLVEMENT TOOLS**

Using the tools below, the public involvement strategy will adhere to the objectives and meet requirements set forth in NEPA, RCRA, CERCLA, RFCA, and DOE Orders and guidelines. Other tools and resources can be developed and utilized as needed to promote effective public involvement. The OC supports management in the proper utilization of these tools:

**Briefings, Presentations & Discussions** - Upon request, and to the extent possible, subject matter experts will meet the schools, groups, elected officials, regulators, individual stakeholders, and stakeholder organizations. The OCs has overhead slide presentations on numerous topics available for use.

**Public Hearings & Public Information Meetings** - The site schedules public hearings and/or meetings as needed to disseminate information and accept feedback on key activities. Hearings usually are scheduled close to the midpoint of a public comment period. Public Information Meetings are not necessarily tied to specific public comment period, and incorporate as many topics as appropriate to warrant the meeting. The OC will plan, coordinate, and facilitate these public forums.

**Employee Meetings** - Employees are among the most important stakeholders at Rocky Flats. It is important to keep employees informed and ensure they understand how their work contributes to the successful cleanup and closure of the site. Town hall meetings, cascading meetings, and staff meetings provide opportunities to keep employees informed and solicit employee feedback about site activities.

**News Releases and Community Advisories** - The OC disseminates information to news media outlets and key stakeholders and groups. In addition, the OC serves as the point of contact for inquiries from news media and stakeholders.

**Fact Sheets** - The OC creates brief informational materials (usually one or two pages in length) which identify key elements of specific projects and activities. Fact sheets describe processes and activities to assist stakeholders in understanding the projects.

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**Mailing List(s)** - Rocky Flats maintains a facility mailing list of about 2,000 stakeholders interested in obtaining information about the site. Separate mailing lists (e.g., RCRA mailing lists) are maintained which contain the names of smaller numbers of stakeholders interested in receiving information on specific topics.

**Public Tours** - The OCs coordinates, plans, and conducts tours of the site to allow interested parties a first-hand look at work being accomplished at Rocky Flats.

**Speakers Bureau** - Knowledgeable site employees visit schools, civic groups, stakeholder organizations, and other groups to inform small audiences of site activities relevant to their interests.

**Reading Rooms** - There are six locations throughout the Denver metropolitan area where interested parties can access information about Rocky Flats. The Rocky Flats Public Reading Room contains thousands of documents relating to Rocky Flats and other DOE weapons complex sites.

**Electronic Access to Information** - Site information is available through Internet and Intranet access. Information for public dissemination will be made available on-line for stakeholders to review, download and save. An option of submitting comments on-line is in planning.

## **5.5 SUMMARY**

Involving the public in Rocky Flats decisions and clearly communicating stakeholders' roles in affecting decisions are paramount to successful site closure. Regardless of legal requirements for public involvement, involving the stakeholders in decision-making building public trust and confidence that RFETS is being managed in the public interest. Teamwork between project managers, the OC, and affected stakeholders will promote an effective strategy and use of communication tools to inform and involve stakeholders in the project activities.

### **OC Contact Telephone Numbers**

|                           |                |
|---------------------------|----------------|
| DOE Communication         | (303) 966-5993 |
| Kaiser-Hill Communication | (303) 966-7412 |

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## **APPENDIX A**

### **1.0 PURPOSE**

The Framework for Project Scoping is intended to provide a more direct approach to understanding the constraints RFCA imposes on activities conducted at RFETS. RFCA divides activities/processes into five broad categories, and divides RFETS into two areas. The five activities include:

- deactivation
- decommissioning
- environmental remediation
- CAD/RODs
- sitewide activities

The two areas include:

- buffer zone
- industrial area

The framework that follows represents a matrix of the first four activities/processes (sitewide activities are excluded) paired with a buffer zone or industrial area location. Sitewide activities are not divided by location as they are, by definition, not location dependent. The result is a matrix composed of nine elements.

By assembling the information within the activity and location-based matrix, users can readily access and understand topics that may otherwise be widely distributed throughout RFCA. The topics included in the framework were chosen based upon commonly encountered questions as to authority and jurisdiction and based upon topics which need to be addressed during project scoping.

**Activity:** DEACTIVATION  
**Location:** INDUSTRIAL AREA

**Sources of RFCA Authority:**  
None

**Potential Authorities External to RFCA:**

Colorado Hazardous Waste Act and Rules

CHWA/RCRA Part B Permit

CHWA/RCRA Interim Status Requirements

Generator and transporter CHWA/RCRA Hazardous Waste Management Requirements

NRC Licensing Requirements for Offsite Disposal Facilities

Atomic Energy Act

DOE Orders

NEPA

NPDES Permit

Colorado Water Quality Control Act and Rules

NESHAP

Colorado Air Pollution Prevention and Control Act and Rules

OSHA

TSCA (PCBs)

**Decision-making Responsibility:**

For Non-waste (Radioactive Materials, SNM, TRU, Byproducts) during Operations; Processing; On-site Storage, Transport, and Decontamination (not associated with decommissioning); **Deactivation**; and Final Disposition-

DNFSB - Primary; CDPHE - Review and Comment

For Low Level Waste during Operations; Processing; On-site Storage, Transport, and Decontamination (not associated with decommissioning); **Deactivation**; and Final Disposition-

DNFSB - Primary; CDPHE Review and Concur if final disposition in Colorado, with CDPHE Primary on final disposition itself

For TRU Mixed Waste during Operations; Processing; On-site Storage, Transport, and Decontamination (not associated with decommissioning); **Deactivation**; and Final Disposition-

CDPHE - Primary; DNFSB - Review and Concur

**Activity:**      **DEACTIVATION (continued)**  
**Location:**    **INDUSTRIAL AREA (continued)**

For Low-Level Mixed Waste during Operations; Processing; On-site Storage, Transport, and Decontamination (not associated with decommissioning); **Deactivation**; and Final Disposition-

CDPHE - Primary; DNFSB - Review and Concur

For Hazardous and Solid Waste during Operations; Processing; On-site Storage, Transport, and Decontamination (not associated with decommissioning); **Deactivation**; and Final Disposition-

CDPHE - Primary

For CERCLA Hazardous Substances (exclusively) during Operations; Processing; On-site Storage, Transport, and Decontamination (not associated with decommissioning); **Deactivation**; and Final Disposition-

CDPHE - Primary; EPA retains final authority on Record of Decision

**Waste Management:**

Wastes removed during deactivation are fully regulated as RCRA hazardous waste; as TSCA waste (PCBs); as solid waste; as low level waste; as TRU waste; or any combination. In addition, municipal waste and radiologically contaminated property must be considered.

**Permit Waiver:**

Permit waivers for deactivation in the Industrial Area are not available. Full administrative and substantive compliance is required. Elementary neutralization, and 90-day LDR treatment in tanks or containers do not require permits.

**RCRA Closure:**

Because it is not anticipated that deactivation will be performed pursuant to a RFCA decision document, the closure requirements and procedures in the RCRA Part B permit apply.

**Requirements Analysis:**

Deactivation must be conducted in full compliance with all administrative and substantive requirements of applicable environmental regulatory authorities. Because it is not anticipated that deactivation will be performed pursuant to a RFCA decision document, the closure requirements and procedures in the RCRA Part B permit apply.

**Activity:** DEACTIVATION (continued)  
**Location:** INDUSTRIAL AREA (continued)

**Modifications:**

Modifications to a closure plan submitted pursuant to the Part B Permit or the interim status requirements are subject to the Part B permit or Part 265 requirements and procedures.

**Public Involvement:**

Deactivation that does not involve closure of RCRA units can be accomplished without public notice and comment.

**Exceptions/Comments:**

As part of scoping also consider non-RFCA authorities, including NEPA, air, water, and ecological concerns. See the discussions at Section 2.6.

**Activity:** DEACTIVATION  
**Location:** BUFFER ZONE

**Sources of RFCA Authority:**

Not applicable.

**Potential Authorities External to RFCA:**

Not applicable.

**Decision making Responsibility:**

Not applicable.

**Waste Management:**

Not applicable.

**Permit Waiver:**

Not applicable.

**RCRA Closure:**

Not applicable.

**Requirements Analysis:**

Not applicable.

**Modifications:**

Not applicable.

**Public Involvement:**

Not applicable.

**Exceptions/Comments:**

Deactivation will not be required in the Buffer Zone.

**Activity:** DECOMMISSIONING  
**Location:** INDUSTRIAL AREA

**Sources of RFCA Authority:**

CERCLA/NCP Removal Action Authorities  
CHWA/RCRA Permitted and Interim Status Closure Requirements  
CHWA/RCRA Corrective Action Requirements

**Potential Authorities External to RFCA:**

Colorado Hazardous Waste Act and Rules  
CHWA/RCRA Part B Permit  
CHWA/RCRA Interim Status Requirements  
Generator and transporter CHWA/RCRA Hazardous Waste Management Requirements  
NRC Licensing Requirements for Offsite Disposal Facilities  
Atomic Energy Act  
DOE Orders  
Colorado Water Quality Control Act and Rules  
Colorado Air Pollution Prevention and Control Act and Rules  
CHWA/RCRA Permitted and Interim Status Closure Requirements  
NPDES Permit and Rules  
Stormwater Permitting Requirements  
NEPA  
Industrial Area IM/IRA  
NESHAP  
OSHA  
TSCA (PCBs)

**Decision making Responsibility:**

For Non-waste (radioactive materials, SNM, TRU, Byproduct), LLW, TRU-Mixed Waste, Low Level Mixed Waste, during decontamination of residual contamination of fixed structures and during dismantlement and demolition

CDPHE - Primary; EPA - Review and Comment; DNFSB - Review and Comment

For Hazardous and Solid Waste and CERCLA/RCRA Material in the Environment during decontamination of residual contamination of fixed structures and during dismantlement and demolition

CDPHE - Primary; EPA - Review and Comment

**Permit Waiver:**

Permit waivers are available in the Industrial Area for decommissioning activities (§16). The basis for the permit waiver must be included in the decision document in accordance with RFCA §17.

**Activity:** DECOMMISSIONING (continued)  
**Location:** INDUSTRIAL AREA (continued)

**Waste Management:**

By operation of RFCA, decommissioning waste is remediation waste. Equipment contaminated with limited hazardous or solid waste residues that remain after deactivation/removal may be regulated by CDPHE as decommissioning. If CDPHE elects to regulate the final remediation of the contaminated equipment as a decommissioning activity the residual wastes in the equipment shall be considered remediation wastes.

During the decommissioning project permits for waste management are not required (see "permit waiver," above). At the close of the decommissioning project the decommissioning wastes become fully regulated (substantively and procedurally) as either RCRA hazardous waste; as TSCA waste (PCBs); as solid waste; as low level waste; as TRU waste; or any combination. Although fully regulated, if a CAMU becomes operational at some future time, the wastes remain "remediation wastes" and may be managed in the CAMU. Remediation waste may also be managed in CAMU waste piles and temporary units (as ARAR) in either the Industrial Area or the Buffer Zone.

At any time the decommissioning wastes are shipped offsite they are fully regulated (substantively and procedurally) as either RCRA hazardous waste; as TSCA waste (PCBs); as solid waste; as low level waste; as TRU waste; or any combination.

The CERCLA Offsite Rule determinations and updates will be maintained by the RFETS contract representative for each offsite disposal contract.

**Water Management:**

Remediation wastewater generated during decommissioning can be managed, as appropriate, by free release where surface-water quality ARARs are attained; in the sewage treatment plant in accordance with the NPDES permit requirements; or in the Consolidated Water Treatment Facility (CWTF) in B891 if the remediation wastewater meets the CDPHE Wastewater Treatment Unit Policy. Authority for management in the CWTF must be provided in the decision document.

**RCRA Closure:**

During decommissioning, the complete or phased closure of permitted units, of interim status units and of IHSSs designated as "RCRA" in RFCA Appendix 3, may, at CDPHE discretion, use either a separate closure plan or an accelerated action decision document. If an accelerated action decision document is used the closure requirements must be addressed in that document. There are three types of accelerated action decision documents that may act in lieu of a permit modification: 1) IM/IRAs, 2) PAMs, 3) RSOPs. The substantive and administrative requirements for complete or phased closure of permitted units are found in the Part B permit and the requirements for closure of interim status units are found in Attachment 10 of RFCA.

**Activity:** DECOMMISSIONING (continued)  
**Location:** INDUSTRIAL AREA (continued)

**Requirements Analysis:**

A requirements analysis must be performed. Pursuant to the NCP, removal actions require attainment of ARARs to the maximum extent practicable. If an accelerated action decision document is used in lieu of a permit modification, the applicable closure requirements, including post-closure care must be addressed by the decision document.

The requirements associated with authorities external to RFCA must also be addressed. Waste management, wastewater management, stormwater management, air permitting, NEPA and ecological concerns must be considered.

**Modifications:**

Field modifications, minor modifications and major modifications are allowed. See Section 3.10 for a discussion.

**Public Involvement:**

PAMs require a thirty-day public comment period. IM/IRAs and RSOPs require a forty five to sixty-day public comment period, except for Class 3 permit modifications. Any IM/IRA that requires a Class 3 permit modification will be subject to two sixty-day comment periods. Once public comment on the RSOP is complete, the RSOP may be invoked by letter notification to the parties. For a complete description see Section 5.0 and the sample schedules provided for each type of decision document in the Appendices.

**Exceptions/Comments:**

The Industrial Area IM/IRA imposes groundwater, surface water and air monitoring obligations on decommissioning activities conducted in the Industrial Area. As such, the Industrial Area IM/IRA obligations must be considered and addressed during project scoping. Implementation of the Industrial Area IM/IRA obligations must conform to the building decommissioning decision process presented in the IMP.

As part of scoping also consider non-RFCA authorities, including NEPA, air, water, and ecological concerns. See the discussions at Section 2.6.

Soil data generated as part of the decommissioning must be formally transferred and incorporated in the SWD. In addition, existing data that are "No Longer Representative" must be flagged in the database.

**Activity:** DECOMMISSIONING  
**Location:** BUFFER ZONE

**Sources of RFCA Authority:**

CERCLA/NCP Removal Action Authorities  
CHWA/RCRA Interim Status Closure Requirements  
CHWA/RCRA Corrective Action Requirements

**Potential Authorities External to RFCA:**

Colorado Hazardous Waste Act and Rules  
CHWA/RCRA Part B Permit  
CHWA/RCRA Interim Status Requirements  
Generator and transporter CHWA/RCRA Hazardous Waste Management Requirements  
NRC Licensing Requirements for Offsite Disposal Facilities  
Atomic Energy Act  
DOE Orders  
Colorado Air Pollution Prevention and Control Act and Rules  
Colorado Water Quality Control Act and Rules  
NPDES Permit  
Stormwater Permitting Requirements  
NEPA  
NESHAP  
OSHA  
TSCA (PCBs)

**Decision making Responsibility:**

For decommissioning performed in the buffer zone-

EPA - Primary; CDPHE - Review and Comment

**Waste Management:**

By operation of RFCA, decommissioning waste is remediation waste.

During the decommissioning project, permits for waste management (i.e., storage > 90 days) are not required (see "permit waiver," below), but the waste management must comply with the substantive requirements of RCRA. At the close of the decommissioning project, the decommissioning wastes become fully regulated (substantively and procedurally) as either RCRA hazardous waste, as solid waste, as low level waste, as TRU waste, or any combination if the wastes are moved into the industrial area. Although fully regulated in the industrial area, if a CAMU becomes operational at some future time, the wastes remain "remediation wastes" and may be managed in the CAMU. Remediation waste may also be managed in CAMU waste piles and temporary units (as ARAR) in either the Industrial Area or the Buffer Zone.

**Activity:** DECOMMISSIONING (continued)  
**Location:** BUFFER ZONE (continued)

At any time the decommissioning wastes are shipped offsite they are fully regulated (substantively and procedurally) as either RCRA hazardous waste, as TSCA waste (PCBs), as solid waste, as low level waste, as TRU waste, or any combination.

**Water Management:**

Remediation wastewater generated during decommissioning can be managed, as appropriate, by free release where surface-water quality ARARs are attained; in the sewage treatment plant in accordance with the NPDES permit requirements; or in the CWTF in B891 if the remediation wastewater meets the CDPHE Wastewater Treatment Unit Policy. Authority for management in the CWTF must be provided in the decision document.

The CERCLA Offsite Rule determinations and updates will be maintained by the RFETS contract representative for each offsite disposal contract.

**Permit Waiver:**

Permit waivers are available in the buffer zone. The basis for the permit waiver must be included in the decision document in accordance with RFCA ¶17.

**RCRA Closure:**

During decommissioning, the complete or phased closure of interim status units and of IHSSs designated as "RCRA" in RFCA Appendix 3, may, at CDPHE discretion, use a separate closure plan or an accelerated action decision document. There are three types of accelerated action decision documents that may act in lieu of a permit modification: 1) IM/IRAs, 2) PAMs, 3) RSOPs. The substantive and administrative requirements for closure of permitted units are found in the Part B permit; and the requirements for closure of interim status units are found in Attachment 10 of RFCA.

**Requirements Analysis:**

A requirements analysis must be performed. Pursuant to the NCP, removal actions must attain ARARs to the extent practicable considering the exigencies of the circumstance. If an accelerated action decision document is used in lieu of a permit modification the applicable closure requirements, including post-closure care must be addressed by the decision document.

**Modifications:**

Field modifications, minor modifications and major modifications are allowed. See Section 3.10 for a complete discussion.

**Activity:** DECOMMISSIONING (continued)  
**Location:** BUFFER ZONE (continued)

**Public Involvement:**

PAMs require a thirty-day public comment period. IM/IRAs and RSOPs require a forty five to sixty-day public comment period except for Class 3 permit modifications. Any IM/IRA that requires a Class 3 permit modification will be subject to dual sixty-day comment periods. Once public comment on the RSOP is complete, the RSOP may be invoked by letter notification to the parties. For a complete description see Section 5.0 and the sample schedules provided for each type of decision document in the Appendices.

**Exceptions/Comments:**

As part of scoping also consider non-RFCA authorities, including NEPA, air, water, Fish and Wildlife and wetlands issues. See the discussions at Section 2.6. Performance monitoring is required for all groundwater remedies and should be noted in the decision document. Details of the monitoring will be developed and implemented through the IMP. Similarly, performance monitoring will be required for some soil remedies, and if appropriate should be identified in the decision document. (See Section 3.4.E of the ALF).

Soil data generated as part of the decommissioning must be formally transferred and incorporated in the SWD. In addition, existing data that are "No Longer Representative" must be flagged in the database.

**Activity: ACCELERATED ACTIONS**  
**Location: INDUSTRIAL AREA**

**Sources of RFCA Authority:**

CERCLA/RCRA Corrective Action  
NCP Removal Action Authorities  
EE/CA Guidance  
Proposed RCRA Corrective Action Rule (as guidance)  
RCRA Corrective Action Guidance (March 1996)  
CHWA/RCRA Interim Status Closure Requirements (RFCA Attachment 10)

**Potential Authorities External to RFCA:**

Colorado Hazardous Waste Act and Rules  
CHWA/RCRA Part B Permit  
CHWA/RCRA Interim Status Requirements  
Generator and transporter CHWA/RCRA Hazardous Waste Management Requirements  
NRC Licensing Requirements for Offsite Disposal Facilities  
Atomic Energy Act  
DOE Orders  
Colorado Air Pollution Prevention and Control Act and Rules  
Colorado Water Quality Control Act and Rules  
NPDES Permit  
Stormwater Permitting Requirements  
NEPA  
NESHAP  
OSHA  
TSCA

**Decision making Responsibility:**

For accelerated action performed in the industrial area-

CDPHE - Primary; EPA - Review and Comment

**Waste Management:**

Wastes generated pursuant to a RFCA accelerated action are remediation wastes. In the industrial area, accelerated action remediation wastes are fully regulated (substantively and procedurally) as either RCRA hazardous waste; as TSCA (PCBs); as solid waste; as low level waste; as TRU waste; or any combination. Although fully regulated, if a CAMU becomes operational at some future time, the wastes remain "remediation wastes" and may be managed in the CAMU. Accelerated Action remediation wastes may also be handled in CAMU waste piles and temporary units in the industrial area, but these units would require full permitting

**Activity:** ACCELERATED ACTIONS (continued)  
**Location:** INDUSTRIAL AREA (continued)

At any time the accelerated action remediation wastes are shipped offsite they are fully regulated (substantively and procedurally) as either RCRA hazardous waste; as TSCA waste (PCBs); as solid waste; as low level waste; as TRU waste; or any combination.

The CERCLA Offsite Rule determinations and updates will be maintained by the RFETS contract representative for each offsite disposal contract.

**Water Management:**

Remediation wastewater generated during accelerated actions can be managed, as appropriate, by free release where surface-water quality ARARs are attained; in the sewage treatment plant in accordance with the NPDES permit requirements; or in the CWTF in B891 if the remediation wastewater meets the CDPHE Wastewater Treatment Unit Policy. Authority for management in the CWTF must be provided in the decision document.

**Permit Waiver:**

Permit waivers for accelerated actions are limited in the industrial area to actions involving materials that are not also hazardous wastes or hazardous constituents (ie. radionuclides that are not mixed wastes, PCB, constituents that are CERCLA hazardous substances not identified in RCRA).

**RCRA Closure:**

During accelerated action, the complete or phased closure of permitted units, of interim status units and of IHSSs designated as "RCRA" in RFCA Appendix 3, may, at CDPHE discretion, use a separate closure plan or the accelerated action decision document. There are three types of accelerated action decision documents that may act in lieu of a permit modification: 1) IM/IRAs, 2) PAMs, 3) RSOPs. The substantive and administrative requirements for closure of permitted units are found in the Part B permit; and the requirements for closure of interim status units are found in Attachment 10 of RFCA.

**Requirements Analysis:**

A requirements analysis must be performed. Pursuant to the NCP, removal actions must attain ARARs to the extent practicable considering the exigencies of the circumstance. If an accelerated action decision document is used in lieu of a permit modification the applicable closure requirements, including post-closure care must be addressed by the decision document.

**Modifications:**

Field modifications, minor modifications and major modifications are allowed. See Section 3.10 for a complete discussion.

**Activity:** ACCELERATED ACTIONS (continued)  
**Location:** INDUSTRIAL AREA (continued)

**Public Involvement:**

PAMs require a thirty-day public comment period. IM/IRAs and RSOPs require a forty-five to sixty-day public comment period, except for Class 3 permit modifications. Any IM/IRA that requires a Class 3 permit modification will be subject to dual sixty-day comment periods. Once public comment on the RSOP is complete, the RSOP may be invoked by letter notification to the parties. For a complete description see Section 5.0 and the sample schedules provided for each type of decision document in the Appendices.

**Exceptions/Comments:**

As part of scoping also consider non-RFCA authorities, including NEPA, air, water, and ecological concerns. See the discussions at Section 2.6.

Note that the RFCA Action Level Framework requires that groundwater performance monitoring be conducted in conjunction with remedial activities. (See ALF, Section 3.4E.). Similarly, the Industrial Area IM/IRA imposes groundwater, surface-water and air monitoring obligations on "non-routine activities" conducted in the Industrial Area that may effect groundwater, surface water or air. As such, the Industrial Area IM/IRA obligations must be considered and addressed during project scoping. Implementaion of the performace monitoring will be accomplished in accordance with the IMP.

Soil data generated as part of the accelerated action must be formally transferred and incorporated in the SWD. In addition, existing data that are "No Longer Representative" must be flagged in the database.

**Activity:** ACCELERATED ACTIONS  
**Location:** BUFFER ZONE

**Sources of RFCA Authority:**

CERCLA/RCRA Corrective Action

NCP Removal Action Authorities

EE/CA Guidance

Proposed RCRA Corrective Action Rule (as guidance)

RCRA Corrective Action Guidance (March 1996)

CHWA/RCRA Interim Status Closure Requirements (RFCA Attachment 10)

**Potential Authorities External to RFCA:**

Colorado Hazardous Waste Act and Rules

CHWA/RCRA Part B Permit

CHWA/RCRA Interim Status Requirements

Generator and transporter CHWA/RCRA Hazardous Waste Management Requirements

NRC Licensing Requirements for Offsite Disposal Facilities

Atomic Energy Act

DOE Orders

Colorado Air Pollution Prevention and Control Act and Rules

Colorado Water Pollution Control Act and Rules

NPDES Permit

Stormwater Permitting Requirements

NEPA

NESHAP

OSHA

TSCA (PCBs)

**Decision making Responsibility:**

For accelerated action performed in the buffer zone-

EPA - Lead/Primary; CDPHE - Support, Review and Comment

**Waste Management:**

Wastes generated in pursuant to a RFCA accelerated action are remediation wastes. In the buffer zone permits for waste management are not required (see "permit waiver," below), but the waste management must comply with the substantive requirements of RCRA. If the accelerated action remediation wastes are moved into the industrial area for storage or treatment the wastes become fully regulated (substantively and procedurally) as either RCRA hazardous waste; as TSCA waste (PCBs); as solid waste; as low level waste; as TRU waste; or any combination, if the wastes are moved into the industrial area.

**Activity:** ACCELERATED ACTIONS (continued)  
**Location:** BUFFER ZONE (continued)

Although fully regulated in the industrial area, if a CAMU becomes operational at some future time, the wastes remain "remediation wastes" and may be managed in the CAMU. Remediation waste may also be managed in CAMU waste piles and temporary units (as ARAR) in the buffer zone but these units would require full permitting to handle accelerated action remediation wastes in the industrial area.

At any time the accelerated action remediation wastes are shipped offsite they are fully regulated (substantively and procedurally) as either RCRA hazardous waste; as TSCA waste (PCBs); as solid waste; as low level waste; as TRU waste; or any combination

The CERCLA Offsite Rule determinations and updates will be maintained by the RFETS contract representative for each offsite disposal contract.

**Water Management:**

Remediation wastewater generated during accelerated actions can be managed, as appropriate, by free release where surface-water quality ARARs are attained; in the sewage treatment plant in accordance with NPDES permit requirements; or in the CWTF in B891 if the remediation wastewater meets the CDPHE Wastewater Treatment Unit Policy. Authority for management in the CWTF must be provided in the decision document.

**Permit Waiver:**

Permit waivers are available in the buffer zone. The basis for the permit waiver must be included in the decision document in accordance with RFCA ¶17.

**RCRA Closure:**

During accelerated action, the complete or phased closure of permitted units, of interim status units and of IHSSs designated as "RCRA" in RFCA Appendix 3, may, at CDPHE discretion, use a separate closure plan or an accelerated action decision document. There are three types of accelerated action decision documents that may act in lieu of a permit modification: 1) IM/IRAs, 2) PAMs, 3) RSOPs. The substantive and administrative requirements for closure of permitted units are found in the Part B permit; and the requirements for closure of interim status units are found in Attachment 10 of RFCA.

**Requirements Analysis:**

A requirements analysis must be performed. Pursuant to the NCP, removal actions must attain ARARs to the extent practicable considering the exigencies of the circumstance. If an accelerated action decision document is used in lieu of a permit modification the applicable closure requirements, including post-closure care must be addressed by the decision document.

**Activity:** ACCELERATED ACTIONS (continued)  
**Location:** BUFFER ZONE (continued)

**Modifications:**

Field modifications, minor modifications and major modifications are allowed. See Section 3.10 for a complete discussion.

**Public Involvement:**

PAMs require a thirty-day public comment period. IM/IRAs and RSOPs require a forty five to sixty-day public comment period except for Class 3 permit modifications. Any IM/IRA that requires a Class 3 permit modification will be subject to dual sixty-day comment periods. Once public comment on the RSOP is complete, the RSOP may be invoked by letter notification to the parties. For a complete description see Section 5.0 and the sample schedules provided for each type of decision document in the Appendices.

**Exceptions/Comments:**

As part of scoping also consider non-RFCA authorities, including waste management, NEPA, air, water, and ecological concerns. See the discussions at Sections 2.6. Note that the RFCA Action Level Framework requires that groundwater performance monitoring be conducted in conjunction with groundwater remedial activities and in conjunction with some activities involving soil remediation. (See ALF, Section 3.4E.). Implementation of the performance monitoring will be accomplished in accordance with the IMP.

Soil data generated as part of the accelerated action must be formally transferred and incorporated in the SWD. In addition, existing data that are "No Longer Representative" must be flagged in the database.

**Activity:** CAD/ROD  
**Location:** INDUSTRIAL AREA OU

**Sources of Authority:**

CERCLA

NCP Remedial Action Authority

CHWA/RCRA Corrective Action Authority

Proposed RCRA Corrective Action Rule (as guidance)

RCRA Corrective Action Guidance (March 1996)

**Potential Authorities External to RFCA:**

Colorado Hazardous Waste Act and Rules

CHWA/RCRA Part B Permit

CHWA/RCRA Interim Status Requirements

Generator and transporter CHWA/RCRA Hazardous Waste Management Requirements

NRC Licensing Requirements for Offsite Disposal Facilities

Atomic Energy Act

DOE Orders

Colorado Air Pollution Prevention and Control Act and Rules

Colorado Water Pollution Control Act and Rules

NPDES Permit

Stormwater Permitting Requirements

NEPA

NESHAP

OSHA

TSCA (PCBs)

**Decision making Responsibility:**

For hazardous constituents-

CDPHE lead for hazardous constituents pursuant to CHWA/RCRA

For radionuclides and hazardous substances-

DOE is CERCLA lead with CDPHE providing review, and if appropriate, concurrence recommendation to EPA for radionuclides and hazardous substances, with EPA then concurring with the DOE remedial decision if it is consistent with CERCLA.

**Waste Management:**

Wastes generated during remedial actions conducted pursuant to the CAD/ROD are remediation wastes. Permits for CAD/ROD waste management are not required (see "permit waiver," below), but the waste management must comply with the substantive requirements of RCRA.

**Activity:** CAD/ROD (continued)  
**Location:** INDUSTRIAL AREA OU (continued)

The CERCLA Offsite Rule determinations and updates will be maintained by the RFETS contract representative for each offsite disposal contract.

At any time the CAD/ROD remediation wastes are shipped offsite they are fully regulated (substantively and procedurally) as either RCRA hazardous waste; as TSCA waste (PCBs); as solid waste; as low level waste; as TRU waste; or any combination.

**Water Management:**

Remediation wastewater generated during final actions under a CAD/ROD can be managed, as appropriate, by free release where surface-water quality ARARs are attained; in the sewage treatment plant in accordance with the NPDES permit requirements; or in the CWTF in B891 if the remediation wastewater meets the CDPHE Wastewater Treatment Unit Policy. Authority for management in the CWTF must be provided in the decision document.

**Permit Waiver:**

Available for Concurrence CAD/ROD. The basis for the permit waiver must be included in the decision document in accordance with RFCA ¶17.

**RCRA Closure:**

If RCRA closures are completed during the CAD/ROD a separate permit modification must be prepared, submitted and approved.

**Requirements Analysis:**

A requirements analysis must be performed. Pursuant to the NCP, remedial actions must attain ARARs or invoke one of the CERCLA waivers.

**Modifications:**

Field modifications, minor modifications and major modifications are allowed. See Section 3.10 for a complete discussion.

**Public Involvement:**

Public comment must be provided in accordance with the NCP.

**Exceptions/Comments:**

As part of scoping also consider non-RFCA authorities, including NEPA, air, water, and ecological concerns. See the discussions at Section 2.6. Note that the RFCA Action Level Framework requires that groundwater performance monitoring be conducted in conjunction with remedial activities. (See ALF, Section 3.4E.).

The need to incorporate soil data generated as part of the final action under a CAD/ROD into the SWD should be determined during project scoping.

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**Activity:** CAD/ROD  
**Location:** BUFFER ZONE and Offsite OU

**Sources of Authority:**

CERCLA

NCP Remedial Action Authority

CHWA RCRA Corrective Action Authority

Proposed RCRA Corrective Action Rule

RCRA Corrective Action Guidance (March 1996)

**Potential Authorities External to RFCA:**

Colorado Hazardous Waste Act and Rules

CHWA/RCRA Part B Permit

CHWA/RCRA Interim Status Requirements

Generator and transporter CHWA/RCRA Hazardous Waste Management Requirements

NRC Licensing Requirements for Offsite Disposal Facilities

Atomic Energy Act

DOE Orders

Colorado Air Pollution Prevention and Control Act and Rules

NPDES Permit

Stormwater Permitting Requirements

NEPA

NESHAP

OSHA

TSCA (PCBs)

**Decision making Responsibility:**

For CAD/RODs in the Buffer Zone and Offsite-

EPA lead; CDPHE review and if concurrence, a "concurrence CAD/ROD" will be issued

**Waste Management:**

Wastes generated during remedial actions conducted pursuant to the CAD/ROD are remediation wastes. Permits for CAD/ROD waste management are not required (see "permit waiver," below), but the waste management must comply with the substantive requirements of RCRA.

At any time the CAD/ROD remediation wastes are shipped offsite they are fully regulated (substantively and procedurally) as either RCRA hazardous waste; as TSCA waste (PCBs); as solid waste; as low level waste; as TRU waste; or any combination.

The CERCLA Offsite Rule determination and updates will be maintained by the RFETS contract representative for each offsite disposal contract.

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**Activity:** CAD/ROD (continued)  
**Location:** BUFFER ZONE and Offsite OU (continued)

**Water Management:**

Remediation wastewater generated during final actions under a CAD/ROD can be managed, as appropriate, by free release where surface-water quality ARARs are attained; in the sewage treatment plant in accordance with the NPDES permit requirements; or in the CWTF in B891 if the remediation wastewater meets the CDPHE Wastewater Treatment Unit Policy. Authority for management in the CWTF must be provided in the decision document.

**Permit Waiver:**

Available for Concurrence CAD/ROD. The basis for the permit waiver must be included in the decision document in accordance with RFCA §17.

**RCRA Closure:**

If RCRA closures are completed during the CAD/ROD a separate permit modification must be prepared, submitted and approved.

**Requirements Analysis:**

A requirements analysis must be performed. Pursuant to the NCP, remedial actions must attain ARARs or invoke one of the CERCLA waivers.

**Modifications:**

Field modifications, minor modifications and major modifications are allowed. See Section 3.10 for a complete discussion. Note that major modifications require additional public notice and opportunity for public comment.

**Public Involvement:**

Public comment must be provided in accordance with the NCP.

**Exceptions/Comments:**

As part of scoping also consider non-RFCA authorities, including NEPA, air, water, and ecological concerns. See the discussions at Sections 2.6.

The need to incorporate soil data generated as part of the final action under a CAD/ROD into the SWD should be determined during project scoping.

**Activity:** SITEWIDE TREATMENT

**Location:** SITEWIDE

**Sources of Authority:**

(reserved)

**Potential Authorities External to RFCA:**

(reserved)

**Decision making Responsibility:**

Joint.

**Waste Management:**

(reserved)

**Permit Waiver:**

(reserved)

**RCRA Closure:**

(reserved)

**Requirements Analysis:**

(reserved)

**Modifications:**

(reserved)

**Public Involvement:**

(reserved)

**Exceptions/Comments:**

(reserved)

**ENVIRONMENTAL CHECKLIST**  
**ROCKY FLATS ENVIRONMENTAL TECHNOLOGY SITE**  
Form Revised 5/22/97

1. Project Name:
2. Date Submitted:
3. NEPA Tracking No.:
4. Charge Number:
5. WPD Number:
6. Project Manager:
7. Initiating Line Manager:
8. Preparer (Bldg., Ext.):
9. Project Description (be as detailed and specific as possible, use the checklist as a guide for issues to be addressed in the description of the project, submit to K-H NEPA for review):

Reviewed for Classification/UCNI

By: \_\_\_\_\_

Date: \_\_\_\_\_

| <u>NOTES</u> |  | <u>YES</u> | <u>NO</u> |
|--------------|--|------------|-----------|
| 10.          | Will the project require or potentially require permit application(s) or permit modification(s) under the:   |            |           |
| A.           | Clean Air Act? (e.g., APENs, Rad-NESHAP, and fugitive dust)  | _____      | _____     |
| B.           | Clean Water Act? (e.g., discharges, and chemicals)   | _____      | _____     |
| 11.          | Resource Conservation and Recovery Act (RCRA):   |            |           |
| A.           | Does the project generate, treat, store, or dispose of hazardous, radioactive, or mixed waste?   | _____      | _____     |
| B.           | Does the project involve a removal?  | _____      | _____     |
| C.           | Does the project include RCRA closure?   | _____      | _____     |
|              | -partial?  | _____      | _____     |
|              | -full?   | _____      | _____     |
| D.           | Does the project include excavation or capping to meet RCRA requirements?  | _____      | _____     |
| E.           | Will cost and duration stay within \$5 million and 60 months? (Explain in Section 9, Project Description)  | _____      | _____     |
| F.           | Will a RCRA permit or permit modification be required?   | _____      | _____     |
| 12.          | Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA)   |            |           |
| A.           | Is the project part of an activity required in the Rocky Flats Cleanup Agreement?  | _____      | _____     |
| B.           | If the answer to A. is YES, is the project described in a document that has been approved by EPA or CDPHE, or will be approved by at least one of those agencies before project work begins? | _____      | _____     |
| C.           | If the answers to both A. and B. are YES, has that document been reviewed by the National Environmental Policy Act (NEPA) Group for inclusion of NEPA values?                                | _____      | _____     |
| D.           | Has the project evaluated the potential for RFCA or IM/IRA performance monitoring obligations, and if appropriate, taken steps to implement those obligations through the IMP?               | _____      | _____     |

- |     |    |  |       |       |
|-----|----|--|-------|-------|
| 13. | A. | Will the project require performance monitoring per RFCA or IA IM/IRA requirements?  | _____ | _____ |
|     | B. | If the answer to A is YES, have appropriate steps been taken to implement those requirements through the Integrated Monitoring Plan?   | _____ | _____ |
| 14. |    | Will the project create TSCA-regulated waste (asbestos & PCBs)?  | _____ | _____ |
| 15. |    | Have all steps been taken to ensure compliance with procedures 1-G98-EPR-END.04, Migratory Bird Evaluation and Protection, and 1-D06-EPR-END.03, Identification and Protection of Threatened, Endangered, and Special-Concern Species? | _____ | _____ |
| 16. |    | Will the project be in or near an Individual Hazardous Substance Site (IHSS)?  | _____ | _____ |
| 17. |    | Will this project construct or require a new or expanded waste disposal, recovery, storage, or treatment facility?   | _____ | _____ |
| 18. |    | Is the project part of an agreement between DOE and another federal or state agency? (Specify and explain any schedule urgency and deadlines in Section 11, Project Description.)  | _____ | _____ |
| 19. |    | Is the project:  |       |       |
|     | A. | A new process, building, etc.?   | _____ | _____ |
|     | B. | A modification to an existing process, building, etc.?   | _____ | _____ |
|     | C. | An installation of capital equipment   | _____ | _____ |
| 20. |    | Will the project be located in, or adversely affect designated:  |       |       |
|     | A. | Wetlands? (i.e., dredge, fill operation)   | _____ | _____ |
|     | B. | Natural areas?   | _____ | _____ |
|     | C. | Prime agricultural land?   | _____ | _____ |
|     | D. | Special water sources?   | _____ | _____ |
|     | E. | Historical, archaeological, or architectural sites or buildings? (NHPA, HUD)   | _____ | _____ |
|     | F. | Impact surface water or groundwater  | _____ | _____ |

- |     |   |       |       |
|-----|---|-------|-------|
| 21. | Will the project result in, or have the potential to result in, long term changes to the environment?   | _____ | _____ |
| 22. | Will the project result in changes or disturbances of the following existing conditions:  |       |       |
| A.  | Noise levels?   | _____ | _____ |
| B.  | Solid wastes?   | _____ | _____ |
| C.  | Radioactive wastes? (including disturbed or excavated contaminated soil)  | _____ | _____ |
| D.  | Hazardous waste?  | _____ | _____ |
| 23. | Will the project have effects on the environment which are likely to be publicly controversial?   | _____ | _____ |
| 24. | Will the project establish a precedent for future projects that will have significant effects, or represent a "decision in principle" about a future consideration? | _____ | _____ |
| 25. | Is the project related to other projects or to a larger program?  | _____ | _____ |
| 25. | Have pollution prevention measures been considered? (Discuss in Section 11, Project Description.)   | _____ | _____ |
| 26. | Does/Will the project present a radiation health and safety concern during construction or operation? (Price-Anderson Act)  | _____ | _____ |

**NOTES:**

**Appendix C**

**PREPARATION OF AN  
INTERIM MEASURE/INTERIM REMEDIAL ACTION  
DOCUMENT**

## **APPENDIX C**

### **1.0 PREPARATION OF AN INTERIM MEASURE/INTERIM REMEDIAL ACTION DOCUMENT**

RFCA ¶107 describes the IM/IRA process. That paragraph states:

*The draft IM/IRA shall contain a brief summary of data for the site, a description of the proposed action, an explanation of how waste management considerations will be addressed, an explanation of how the proposed action relates to any long-term remedial action objectives, proposed performance standards, all ARARs and action levels related to the proposed action; and an implementation schedule and completion date for the proposed action.*

#### **1.1 IM/IRA Format and Content**

IM/IRAs are utilized for accelerated actions that will require more than six months for project execution and/or where the remedy is not straightforward and multiple alternatives have been evaluated. Alternative evaluation and selection are not necessary if a presumptive remedy has been selected. The suggested format for an IM/IRA is outlined below. In general, for actions where a formal alternatives analysis is performed, the IM/IRA will follow the format of EPA Guidance on Conducting Non-time Critical Removal Actions Under CERCLA, August 1993. The EE/CA process is one method of performing a streamlined alternatives development and screening, and should be the upper bound of complexity for the IM/IRA Document. The intent of this guidance is to allow the complexity of the decision document to be based on the complexity of the project.

If an alternatives analysis is performed, the first part of the IM/IRA should describe the project to be performed using the selected remedy. The second part of the IM/IRA should describe the remedy selection process, and explain which remedy was selected and why.

The sections of an IM/IRA should include:

- Executive Summary (Optional)
- Purpose
- Project Description
- Project Approach
- Environmental Impacts
- Compliance with ARARs
- Implementation Schedule

The following sections are necessary if an alternatives analysis is performed:

- Initial Selection and Screening of Alternatives
- Analysis of Alternatives
- Comparative Analysis of Alternatives and Remedy Selection
- Responsiveness Summary

The selected remedy will be described in the first part of the IM/IRA. The Responsiveness Summary will be included in either case.

## **1.2 EXECUTIVE SUMMARY**

The Executive Summary provides a general overview of the contents of the IM/IRA and is recommended only for complex problems where special issues are involved and/or where a formal alternative evaluation is performed. The summary should include a brief description of the IHSS or site, the nature of the contamination and related risks (or exceedence of action levels) and scope and objectives of the proposed removal action/interim measure. If a presumptive remedy has been selected, a short statement of why the presumptive remedy is appropriate should be included. If an alternatives analysis was performed, a brief discussion of the alternatives considered and basis for selection of the preferred alternative should be provided. Depending on the length and complexity of the IM/IRA, the Executive Summary is optional.

## **1.3 INTRODUCTION**

The introduction should briefly state:

- The nature of the contamination
- The proposed action
- The intent or goal of the proposed action

The introduction should state whether a presumptive remedy was selected, and why the remedy is appropriate (e.g., a similar remedy has been used in the past for similar contamination or type of problem). If an alternative analysis was performed, the introduction should state why a presumptive remedy was not selected (e.g., the setting or combination of contaminants, special hazards or other project-specific issues).

## **1.4 SITE DESCRIPTION**

The site description will provide IHSS/site information including the contamination history, geological and hydrogeological conditions, remedial investigation data, and a brief summary

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of risks posed by the contamination and how the action mitigates those risks. If the action is based on exceedence of the RFCA Action Levels, discuss how the action addresses these exceedences. This section will also include a brief description of how the proposed action is consistent with any long-term remedial objectives. If appropriate, the following Background, General Conditions, and Data Summary subsections can be combined into one section: Existing Conditions and Conceptual Model.

#### **1.4.1 Background**

The background section will describe the nature and history of the contamination source. This may include historical information on spills or other releases, any waste operations associated with the contamination, and the relationship between the contamination and other IHSSs.

#### **1.4.2 General Conditions**

This summary describes the site-specific conditions or pertinent data to support the rationale for undertaking the action, such as the geological and hydrogeological conditions of the area to be remediated.

Only information relevant to the proposed action should be discussed. General discussions of the site geology, geographic setting, and other general physical characteristics should be referenced to existing documents, such as the sitewide geochemistry and hydrogeology reports.

#### **1.4.3 Data Summary**

This section summarizes past remedial investigations or any other available relevant data.

This would include, if relevant:

- Appropriate field investigations such as HPGe surveys, soil gas surveys, etc.
- Groundwater, surface water, soil and/or other relevant analytical results
- Field observations
- Waste disposal data and history
- Any other appropriate, available historical data

The information from the above sections may be presented in a plan view (map), a cross-section (if appropriate), tabular form, or narrative. Locations of relevant sampling points should be shown in relation to the site or area to be remediated. It is helpful to integrate the available data into a conceptual model showing the relationship of the contamination to groundwater, buildings and other structures, surface water, slopes, underground utilities, and other physical items that may impact the project execution.

## **1.5 PROJECT APPROACH**

Proposed Action Objectives narrative remedial and numerical goals are described here. This should be a brief and concise statement of the intended objectives of the action. Remedial action objectives will include meeting specified cleanup targets for the media being remediated.

If an alternatives analysis was performed, briefly state here specifically what the selected remedy is, and the basis for selection. Refer to the following sections for details on how this remedy will be implemented. If no alternatives analysis was performed, address the reason that the No Action Alternative was not selected (i.e., the site poses a risk, contaminants are above specified action levels, etc.).

### **1.5.1 Proposed Action**

This section details the proposed action including the scope of the action, the proposed remediation methodology, cleanup levels, and site restoration. Where applicable, these details would include information on:

- The scope or extent of the action, including projected volumes of any environmental media to be removed and/or treated
- Excavation methods
- Material handling
- Groundwater or surface water containment and/or recovery methods
- Treatment methods for water, soils, sediments, debris, or other materials generated, including tabulated performance standards for treatment
- Transportation or staging requirements
- Any control measures to minimize the environmental impact of the proposed action (i.e., dust suppression, containment measures, surface water protection)
- Performance monitoring in accordance with the IMP
- Site restoration including any revegetation, backfilling, or regrading

Sampling and analysis requirements will be deferred to the project-specific SAP developed in accordance with the guidelines in Section 3.2 of the IGD.

### **1.5.2 Worker Health and Safety**

This section will include a brief description of the basis for the health and safety requirements, the hazards, monitoring requirements, personal protective equipment (PPE), and actions to protect human health. Action-specific HASP and Hazards Analysis (HA) will be prepared separately.

### 1.5.3 Waste Management

This section will describe the storage requirements and final disposition of all waste streams that will be generated. Remediation wastes are defined in RFCA ¶25bf as:

*Remediation waste means all:*

- (1) *Solid hazardous, and mixed wastes;*
- (2) *All media and debris that contain hazardous substances, listed hazardous or mixed wastes that exhibit a hazardous characteristic; and*
- (3) *All hazardous substances generated from activities regulated under this Agreement as RCRA corrective actions or CERCLA response actions, including decommissioning.*

*Remediation waste does not include wastes generated from other activities. Nothing in this definition confers RCRA or CHWA authority over source, special nuclear, or byproduct material as those terms are defined in the Atomic Energy Act.*

### 1.6 NEPA

This section is included to identify how NEPA values are incorporated into the decision document. Ideally the NEPA values will be woven throughout the decision document so that they are considered at all phases of the decision making. This section provides an opportunity to reiterate how NEPA values may have been considered in other parts of the decision document, and to touch upon other NEPA values that may not have been directly addressed. The NEPA values to be considered include:

- Air quality during construction and operation of the project
- Water quality (including both surface water, wetlands, and groundwater and the flow characteristics of each)
- Flora and fauna (including threatened and endangered species)
- Historic and cultural resources
- Human health
- Consideration of alternatives including no action
- Irreversible and irretrievable commitment of resources
- Short-term versus long-term use of the proposed site
- Indirect effects
- Cumulative effects (effects from the current project added to the effects from other known projects affecting the same site)

## **1.7 COMPLIANCE WITH ARARS**

This section consists of an analysis of Federal and State ARARs. Chemical-specific, location specific, and action-specific ARARs are identified and tabulated. Section 3.5 of the IGD discusses development and selection of ARARs.

## **1.8 IMPLEMENTATION SCHEDULE**

This section will include a general schedule of when the project is to be implemented, including commencement of field activities and report generation. The format of the schedule will be project-specific. Milestones will be presented at a summary level with nonspecific dates, e.g., "field activities will commence in the second quarter of 1999."

## **2.0 INITIAL SELECTION AND SCREENING OF ALTERNATIVES**

Only a limited number of alternatives (two to four) need to be considered for the IM/IRA. Only the most qualified technologies and/or alternatives that apply to the chemicals of concern (COCs) and affected media need be considered. To the extent possible, presumptive remedies or previous actions for similar situations should be used as a basis for decisions. In these cases, the decision document should reference previous decision documents whenever possible, with the intent of minimizing decision processes.

Each of the alternatives should be discussed in sufficient detail so that the entire process can be understood. For example, treatment and/or disposal of residuals resulting from the remedy should be addressed.

The selected alternatives are evaluated for effectiveness, implementability, and cost. This evaluation is based on the scope of the IM/IRA and each of its specific objectives. The evaluation encompasses the criteria addressed in a full scale CMS/FS, but is done in a much more streamlined manner. The following discussion provides more detailed descriptions of each criterion. The EPA *Guidance on Conducting Non-Time Critical Removal Actions under CERCLA* (EPA, 1993) should be consulted for a description of the alternative screening and evaluation process.

## **2.1 EFFECTIVENESS**

This criteria considers whether or not the alternative provides protection of public health and the environment. Long-term effectiveness, short-term effectiveness, and compliance with ARARs are evaluated for overall protection of public health and the environment.

Short-term effectiveness relates to the protection provided during implementation and before the IM/IRA objectives have been met. It addresses such items as impacts due to fugitive dusts, transportation of hazardous materials, and toxic fumes produced during implementation.

Impacts on the local community, the workers implementing the action, and the environment are included.

Long-term effectiveness addresses the level of risk remaining after the action has been completed and the need for addition of controls. The degree to which the alternative reduces toxicity, mobility or volume of contamination and how this in turn reduces risk or potential threats is also discussed.

This section must summarize ARARs for the proposed IM/IRA action. The requirements should be presented as a summary table in the IM/IRA Decision Document, with a brief discussion in the text of this section. The alternatives evaluation will include a discussion, in general terms, of whether or not they can be complied with and what cost and schedule impacts pertain to each alternative. A detailed ARARs evaluation will be included elsewhere in the IM/IRA.

## **2.2 IMPLEMENTABILITY**

This criteria addresses the technical and administrative feasibility of implementing an alternative and the availability of the services and materials required. Technical feasibility relates to the maturity and complexity of the technology being evaluated. Construction feasibility, and operations and maintenance requirements are also considered.

Administrative feasibility relates to the need for coordination with other offices and agencies, such as requirements for building permits, easements, or zoning variances. Availability of services and materials relates to the need for skilled labor/technicians to operate the technology/process, offsite treatment/storage/disposal, utilities, and laboratory services.

Finally, the implementability criteria includes a consideration of the acceptability of the alternatives to the State and local community.

---

## 2.3 COST

Evaluation of costs should consider the capital costs to engineer, procure, and construct the required equipment and facilities, and the operating and maintenance costs associated with the alternative. The cost estimates can be "order-of-magnitude" with sufficient accuracy to allow comparison and ranking of the alternatives on a present worth basis for alternatives that involve more than one year of operation and maintenance. For the alternative evaluation section of the IM/IRA, the alternatives will be compared on a qualitative basis using descriptors such as high, medium, or low.

The results of the analysis will be presented in the IM/IRA Decision Document for each alternative evaluated. This analysis will be summarized in a table similar to Table 2-1.

Based on the analysis, a decision will be made as to whether or not each alternative considered should be retained for the comparative analysis, which is discussed in the next section. The reason for eliminating an alternative should also be discussed.

**Table 2-1 Initial Screening of Alternatives**

|  |
|--|
| EFFECTIVENESS  |
| Protectiveness   |
| Public Health  |
| Workers  |
| Environment  |
| Attains ARARs  |
| Achieve Remedial Objectives                            |
| Level of treatment/containment                         |
| No residual effect concerns                            |
| Maintains control until long-term solution implemented |
| IMPLEMENTABILITY                                       |
| Technical Feasibility                                  |
| Construction and operation                             |
| Demonstrated performance                               |
| Adaptable to environmental conditions                  |
| Need for permits                                       |

Availability

- Equipment
- Personnel and services
- Outside laboratory testing
- Offsite treatment and disposal
- Post-removal site control

Administrative Feasibility

- Permits required
- Easements of right-of-ways required
- Impact on adjoining property
- Ability to impose institutional controls

COST

- Capital Cost
- Operation and Maintenance
- Present worth cost

## **2.4 COMPARATIVE ANALYSIS OF ALTERNATIVES**

Alternatives that pass the initial screening based on effectiveness, implementability, and cost are now compared against each other. At this point a remedy may be selected if there is an obvious benefit to a single remedy during the initial screening. The purpose of the comparative analysis is to identify the advantages and disadvantages of each alternative relative to one another so that one of them can be identified as the recommended action.

The actual comparison may be made on a semi-quantitative ranking system based on effectiveness, implementability and cost. After each category has been scored, a total score (low, medium, high) is obtained. The alternative with the highest score would probably be the recommended alternative, assuming that it is cost effective. Generally, a matrix indicating the relative scores of the alternatives and the justifications for the scores is the best method for presentation.

If there is no best alternative by this method, it may be necessary to add additional criteria and/or weighing factors to the criteria to differentiate between the alternatives.

## **2.5 RESPONSIVENESS SUMMARY**

The approved responsiveness summary from the public comment period will be attached to the final approved IM/IRA.

## **3.0 GENERIC IM/IRA SCHEDULE**

The attached generic schedule is for the development of an IM/IRA. Variations for each IHSS may influence the duration of specific activities. This schedule may be used as a planning basis.

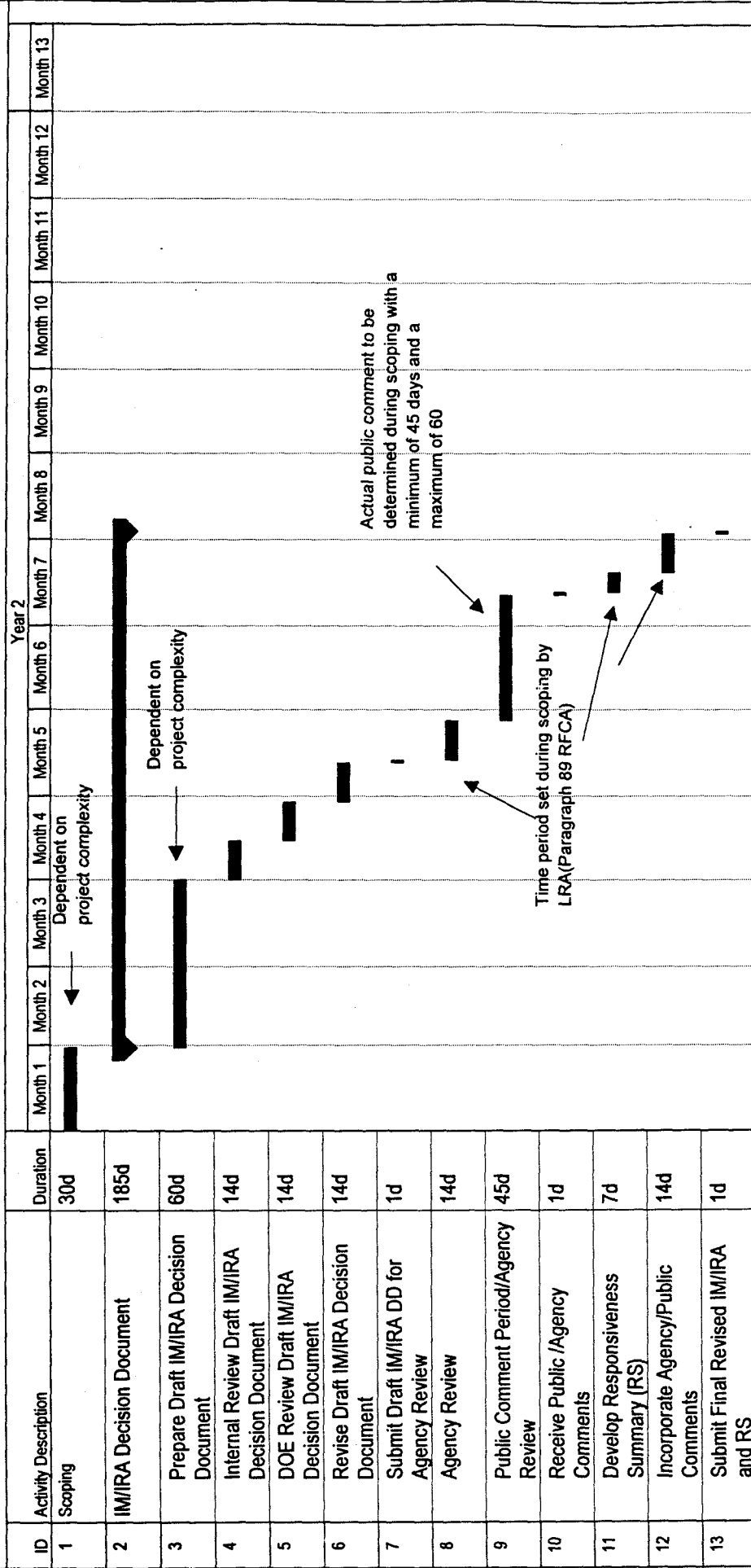
## **4.0 COMMENT RESPONSIVENESS SUMMARY**

This section will be included to document responses to public and agency comments if a separate responsiveness summary is not created.

## **5.0 DECISION MODIFICATION PROCESS**

The decision modification process for IM/IRAs is discussed in Section 3.10 of the IGD, and in Part 10 of the RFCA.

## Generic IM/IRA Schedule



Summary



Progress



Task

IM/IRA  
GENERIC SCHEDULE

## **APPENDIX D**

### **1.0 PREPARATION OF A PROPOSED ACTION MEMORANDUM**

#### **1.1 PAM FORMAT**

RFCA ¶106 describes the PAM process:

*The Draft PAM shall contain a brief summary of data for the site; a description of the proposed action; an explanation of how waste management considerations will be addressed; an explanation of how the proposed action relates to any long-term remedial action objectives; proposed performance standards; all ARARs and action levels related to the proposed action; and an implementation schedule and completion date for the proposed action.*

The PAM is the decision document for accelerated response action requiring less than six months for project execution. The length and complexity of the PAM will depend on the complexity of the project. The development of the sections included in a PAM is discussed in the following sections.

The sections of a PAM include:

- Purpose
- Project Description
- Background
- Project Approach
- Environmental Impacts
- Compliance with ARARs
- Implementation Schedule
- Comment Responsiveness Summary

#### **1.2 PURPOSE**

This introduction briefly states:

- The nature of the contamination
- The proposed action
- the intent or goal of the proposed action

### **1.3 SITE DESCRIPTION**

The project description provides site information including history, geological and hydrogeological conditions, remedial investigation data, a brief summary of risks posed by the site and how the action will mitigate the risks. This section will also include a brief description of how the proposed action is consistent with any long-term remedial objectives. If appropriate, the Background, General Conditions, and Data Summary subsections can be combined into one section entitled Existing Conditions and Conceptual Model. The section would contain the same information and integrate it into a conceptual model of the site, including known and expected contaminant distribution and factors expected to impact the project (e.g., shallow groundwater).

#### **1.3.1 Background**

The background section describes the nature and history of the contamination source. This potentially includes historical information on spills or other types of releases, any waste operations associated with the contamination, and the relationship between the contamination and other IHSSs.

#### **1.3.2 General Conditions**

This summary describes site-specific conditions or pertinent data to support the rationale for undertaking the action such as the geological and hydrogeological conditions of the area to be mitigated. Information relevant to the action may include:

- Underlying stratigraphy
- Depth to groundwater
- Saturated thickness
- Mean hydraulic, conductivity, and gradient
- Seasonal effects
- Any relevant information on seeps or surface water locations

Only information relevant to the proposed action should be discussed. General discussions of the site geology, geographic setting, and other physical characteristics should be referenced to existing documents.

### **1.3.3 Data Summary**

This section summarizes past remedial investigations. This would include, if relevant:

- Geophysical survey information
- Borehole sampling results
- Groundwater sample results
- Surface water sample results
- Surface soil, sludge, or sediment sample results
- Field screening results
- Free product samples and thickness measurements
- Samples and smears from tanks and pipelines
- Field observations
- Any other appropriate, available historical data

## **1.4 PROJECT APPROACH**

This section provides a brief and concise statement of the intended objective of the accelerated action.

### **1.4.1 Proposed Action Objectives**

This section details the proposed action including the scope of the action, the proposed remediation methodology, cleanup levels, and site restoration. Where applicable, these details would include information on:

- The scope or extent of the action including projected volumes of any environmental media removed and/or treated
  - Excavation methods
  - Material handling
  - Groundwater or surface water recovery methods
-

- Treatment methods for water, soils, sediments, debris, or excess equipment, including tabulated performance standards for treatment
- Transportation or staging requirements
- Any control measures to minimize the environmental impact of the proposed action, (e.g., dust suppression, and containment measures)
- Performance monitoring in accordance with the IMP
- site restoration including any revegetation, backfilling, or regrading

Discussion of sampling and analysis will be deferred to the project-specific sampling and analysis plan developed as per the guidelines in Section 3.2 of the IGD.

#### **1.4.2 Worker Health and Safety**

This section will include a brief description of the basis for health and safety requirements, the hazards, monitoring requirements, PPE, and actions to protect human health. An action-specific HASP will be prepared separately.

#### **1.4.3 Waste Management**

This section will describe the storage and management requirements and final disposition of all waste streams that will be generated. Remediation wastes are defined in RFCA ¶25bf as:

*Remediation waste means all:*

- 1) *Solid hazardous, and mixed wastes;*
- 2) *All media and debris that contain hazardous substances, listed hazardous or mixed wastes that exhibit a hazardous characteristic; and*
- 3) *All hazardous substances generated from activities regulated under this Agreement as RCRA corrective Actions or CERCLA response actions, including decommissioning.*

*Remediation waste does not include wastes generated from other activities. Nothing in this definition confers RCRA or CHWA authority over source, special nuclear, or byproduct material as those terms are defined in the Atomic Energy Act.*

## **1.5 NEPA**

This section is included to identify how NEPA values are incorporated into the decision document. Ideally the NEPA values will be woven throughout the decision document so that they are considered at all phases of the decision making. This section provides an opportunity to reiterate how NEPA values may have been considered in other parts of the decision document, and to touch upon other NEPA values that may not have been directly addressed. The NEPA values to be considered include:

- Air quality during construction and operation of the project
- Water quality (including both surface water, wetlands, and groundwater and the flow characteristics of each)
- Flora and fauna (including threatened and endangered species)
- Historic and cultural resources
- Human health
- Limited consideration of alternatives including no action, as appropriate
- Irreversible and irretrievable commitment of resources
- Short-term versus long-term use of the proposed site
- Indirect effects
- Cumulative effects (effects from the current project added to the effects from other known projects affecting the same site)

## **1.6 COMPLIANCE WITH ARARS**

This section consists of an analysis of federal and state ARARs. Chemical-specific, location-specific, and action-specific ARARs are identified and summarized in a table. Section 3.5 of the IGD discusses identification and evaluation of ARARs.

## **1.7 IMPLEMENTATION SCHEDULE**

This is a general project schedule including commencement of field activities and report generation. The format of the schedule will be project-specific. Milestones will only be presented at a summary level with nonspecific dates (e.g., "field activities will commence in the second quarter of 1999"). The attached generic schedule for PAMs may be used as a starting point for project planning.

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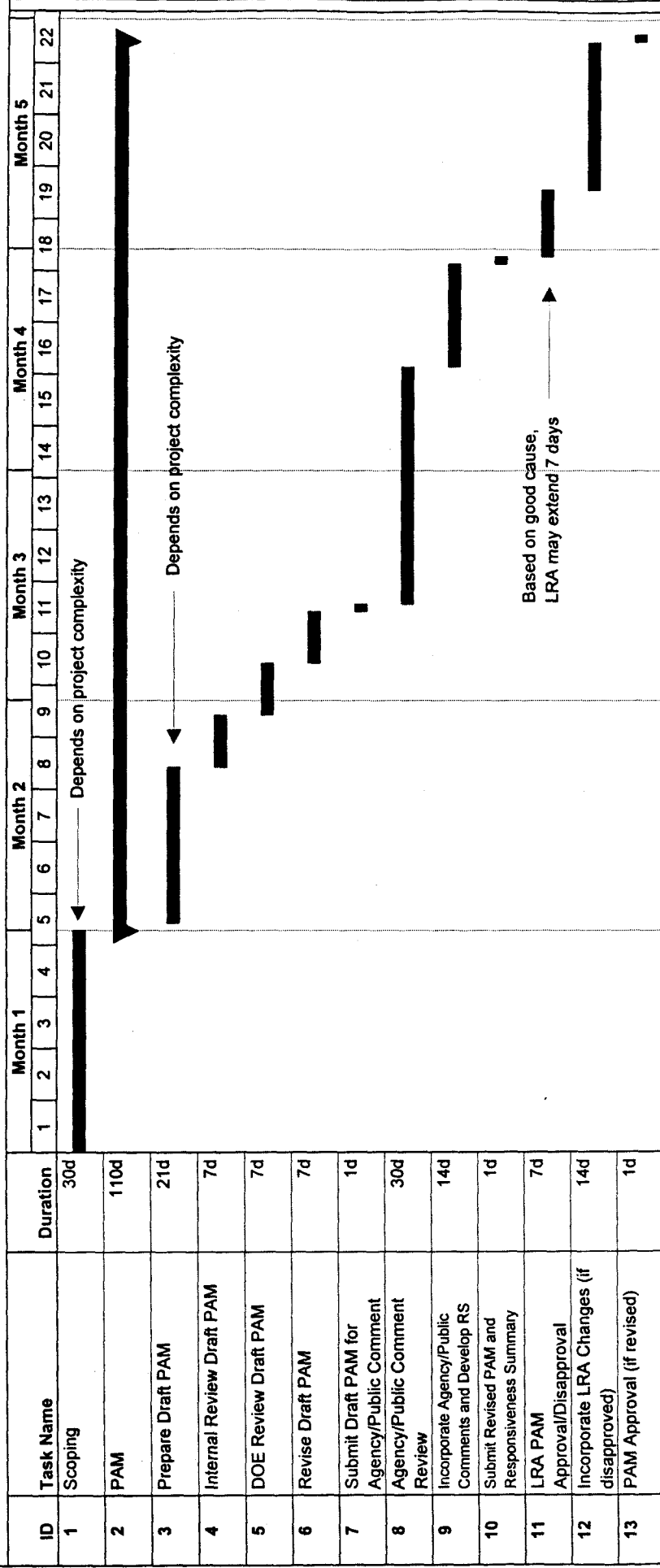
## **1.8 COMMENT RESPONSIVENESS SUMMARY**

This section will be included if a separate responsiveness summary is not created. Written comments from the public comment process will be documented followed by responses to individual or group comments that have similar focus.

## **1.9 DECISION MODIFICATION PROCESS**

The decision modification process for PAMs is described in Section 3.10 of the IGD.

# GENERIC PAM SCHEDULE



## GENERIC NFA SCHEDULE

## **APPENDIX F**

### **1.0 PROPOSED PLAN AND CAD/ROD SCHEDULE**

Appendix F includes a generic schedule for the development of a PP/CAD/ROD. While actual activity durations may vary according to the complexity of the IHSS. This schedule may be used for planning purposes.

## GENERIC CAD/ROD SCHEDULE

[illegible]

Project: Generic CAD/ROD Schedule

## Task

## Progress

1

## **APPENDIX G**

### **1.0 GENERIC RCRA FACILITY INVESTIGATION/REMEDIAL INVESTIGATION SCHEDULE**

#### **Contents**

The contents of an RFI/RI Report may include, but is not limited to the following:

- Description of the IHSS
- A summary of all field activities
- Presentation of all field data
- Location and characteristics and source(s) of contamination
- Definition on nature, extent, fate, and transport of contaminants
- Identification of sources which impact surface water
- Evaluation of risks

A generic schedule for the development of an RFI/RI Report is included. While actual activity durations may vary according to the complexity of the IHSSs, this schedule may be used for planning purposes.

# GENERIC RF/RI SCHEDULE

| ID | Task Name                                 | Duration | Month 1 | Month 5 | Month 9 | Month 13 | Month 17 | Month 21 | Month 25 | Month 29 |
|----|---|----------|---------|---------|---------|----------|----------|----------|----------|----------|
| 1  | Develop RF/RI Work Plan                   | 30d      | ■       |         |         |          |          |          |          |          |
| 2  | Internal Review                           | 14d      | ■       |         |         |          |          |          |          |          |
| 3  | Receive Comments                          | 1d       | ■       |         |         |          |          |          |          |          |
| 4  | Revise Workplan                           | 7d       | ■       |         |         |          |          |          |          |          |
| 5  | Submit to Agencies for Review and Comment | 1d       | ■       |         |         |          |          |          |          |          |
| 6  | Agency Review                             | 14d      | ■       |         |         |          |          |          |          |          |
| 7  | Receive Agency Comments                   | 1d       | ■       |         |         |          |          |          |          |          |
| 8  | Resolve Agency Comments                   | 14d      | ■       |         |         |          |          |          |          |          |
| 9  | Revise Workplan                           | 14d      | ■       |         |         |          |          |          |          |          |
| 10 | Submit Workplan for Approval              | 1d       | ■       |         |         |          |          |          |          |          |
| 11 | Agency Review and Approval                | 7d       | ■       |         |         |          |          |          |          |          |
| 12 | Prepare for Fieldwork                     | 90d      |         | ■       |         |          |          |          |          |          |
| 13 | Perform Fieldwork                         | 60d      |         | ■       |         |          |          |          |          |          |
| 14 | Receive Analytical Results                | 0d       |         |         | ■       |          |          |          |          |          |
| 15 | Develop RF/RI Report and HHRA             | 90d      |         |         | ■       |          |          |          |          |          |
| 16 | Preliminary Review RF/RI Report           | 14d      |         |         | ■       |          |          |          |          |          |
| 17 | Revise Preliminary Draft                  | 21d      |         |         | ■       |          |          |          |          |          |
| 18 | Document Production                       | 114d     |         |         |         | ■        |          |          |          |          |
| 19 | Submit RF/RI Report for Agency Review     | 1d       |         |         |         |          | ■        |          |          |          |
| 20 | Agency Review                             | 30d      |         |         |         |          |          | ■        |          |          |
| 21 | Develop Comment Responses                 | 14d      |         |         |         |          |          | ■        |          |          |
| 22 | Submit Comment Responses to Agencies      | 1d       |         |         |         |          |          |          | ■        |          |
| 23 | Agency Review of Comment Responses        | 14d      |         |         |         |          |          |          | ■        |          |
| 24 | Revise RF/RI Report                       | 30d      |         |         |         |          |          |          | ■        |          |
| 25 | Document Production                       | 14d      |         |         |         |          |          |          | ■        |          |
| 26 | Submit Final RF/RI to Agencies            | 1d       |         |         |         |          |          |          | ■        |          |

Project: Generic RF/RI Schedule

Task

Progress

## **APPENDIX H**

### **1.0 CORRECTIVE MEASURES STUDY/FEASIBILITY STUDY PREPARATION**

The CMS/FS report summarizes the results of the RFI/RI and the baseline risk assessment. Based upon that summary, risk and ARARs-based narrative remedial action objectives and where appropriate numeric remedial action goals are developed. Based upon the statement of objectives and goals, technologies are identified and evaluated for feasibility, screened against the criteria enumerated in the NCP, and ultimately compared one against another.

A suggested outline for the development of the CMS/FS is discussed in the following sections. It must be understood that the remedial action objectives control the types of technologies and process options considered.

The sections of a CMS/FS include:

- Executive Summary
- Introduction
- Site Characteristics
- Corrective/Remedial Action Objectives
- Identification and Screening of Alternatives
- Detailed Analysis of Alternatives
- Selected Alternative (Optional)

#### **1.1 EXECUTIVE SUMMARY**

The Executive Summary outlines the site characteristic, risk factors, and ARARs considerations essential to developing the remedial action objectives and then clearly presents the remedial action objectives. The processes and factors that proved crucial to identifying and framing alternatives are then highlighted and followed by a comparison of each alternative to the nine criteria. The selected alternative may then be presented with further discussion of relevant factors that demonstrate satisfaction of the criteria.

## **1.2 INTRODUCTION**

The introduction provides information as to the framework to which the CMS/FS is being prepared, a list of acronyms and an outline of each section of the report.

## **1.3 SITE CHARACTERISTICS**

This section describes the nature and history of the contamination source(s).

## **1.4 CORRECTIVE/REMEDIAL ACTION OBJECTIVES**

This section summarizes the risk assessment, provides an overview of location and action specific ARARs, and defines chemical specific ARARs. The risk assessment results and ARARs are then used to develop narrative remedial action objectives, and, where appropriate, numeric remedial action goals.

## **1.5 IDENTIFICATION AND SCREENING OF ALTERNATIVES**

Based upon the narrative remedial action objectives and numeric remedial action goals, remedial technologies and process options are first identified and screened. The remedial technologies and process options are then assembled into alternatives, and screened as to effectiveness, implementability and relative cost.

## **1.6 DETAILED ANALYSIS OF ALTERNATIVES**

The alternatives which are retained following the screening are now further refined as to technical detail and cost. The refined alternatives are then evaluated against the nine evaluation criteria:

- Overall protection of human health and the environment
  - Attainment of ARARs
  - Long-term protectiveness
  - Short-term effectiveness
  - Implementability
  - Cost
  - State acceptance
  - Community acceptance
-

## **1.7 SELECTED ALTERNATIVE**

During project scoping the stakeholders will determine if the selected alternate and analysis leading to the selected alternative is provided in the CMS/FS or under separate cover. The section provides an analysis that makes comparisons among alternatives. The selected alternative is then future described to show how it satisfies the nine criteria.

GENERIC CMS/FS SCHEDULE

| ID | Task Name            | Duration | Month 1 |   |   |   | Month 2 |   |   |   | Month 3 |    |    |    | Month 4 |    |    |    | Month 5 |    |    |    | Month 6 |    |    |    | Month 7 |    |    |    | Month 8 |    |    |    | Month 9 |    |    |    |    |    |    |    |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
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## **APPENDIX I**

### **1.0 OUTLINE OF SAMPLING AND ANALYSIS PLAN**

Following is the outline describing the information required in a SAP or an FSP. While this outline is based on *Guidance for Conducting Remedial Investigation and Feasibility Studies Under CERCLA* (EPA, 1988a) and reflects current RFETS usage, it is only a suggestion of the information to be included. Each SAP will vary depending on the data and sample requirements.

#### **1.1 INTRODUCTION**

The introduction will provide a brief project background and description. If the SAP is part of the PAM, IM/IRA, or RSOP, this information will be covered in the decision document, and the writer should refer to that document rather than repeating the background text. As appropriate, the introduction will assess the adequacy of the available data and identify data gaps.

#### **1.2 SAMPLING OBJECTIVES AND DATA QUALITY OBJECTIVES**

This section will describe the drivers for the sampling project, the decisions to be made, and how the data will be used. The drivers may be regulations, the need to obtain data for waste acceptance criteria or a requirement for another project such as data required to conduct a sitewide risk assessment for a CAD/ROD. In addition, this section will include the sampling objectives and statement of scope.

If the SAP is part of a PAM, IM/IRA, RSOP, or CAD/ROD, the conceptual model and related historical data summary in the parent document will be referenced. If the SAP is a "stand-alone" document, develop a brief conceptual model of the sampling site to identify and document the potential field conditions, factors that may impact sampling results, and potential for free product to be present. This should not be an exposure pathway model; the conceptual model section is intended to show how the site works physically and chemically in terms of conditions expected. Incorporate as much data as possible into the conceptual model.

The model may be presented as a hypothetical cross-section of the contaminant distribution and potential transport mechanisms or items, structures, and physical conditions that may impact the remedial action (e.g., presence of drums, depth to bedrock, depth to groundwater, steep slopes, location of surface water).

The existing DQO process described in Section 3.2 of the IGD should be used, with modifications made as needed. DQOs will focus on the data needed to address the intended uses of the data. This section will describe the required quality level of the data for each media (i.e., screening level versus definitive analyses). The DQO section may also present the data quality needed for the waste acceptance criteria, including detection limits and levels of concern. Where appropriate, describe how field screening methods will be used and the data quality confirmed. A DQO table may be included to summarize data needs.

### **1.3 SAMPLE COLLECTION HANDLING AND ANALYSIS**

This section describes what information samples will be collected and the locations. Figures may be provided for clarity, and available information may be presented about the samples, including:

- Grid spacing or sample location
- Sample depths
- Criteria for selection of additional samples
- Sample numbering
- Collection of field Quality Control (QC) samples
- Sample analysis (method numbers)

For each media, describe the above information in the text and as appropriate provide a table enumerating the samples to be collected, analysis method (and method number), amount and types of QC samples, the type of container, preservative, and holding time. These tables should include project requirements and collection locations, where appropriate.

Sample handling, including chain-of-custody and packaging procedures, should be performed according to ER procedure 4-B29-ER-OPS-FO.13 *Containerization, Preserving, Handling and Shipping of Soil and Water Samples* (RMRS, 1994c).

## **1.4 SAMPLE DESIGNATION**

Briefly describe of how samples will be numbered and labeled in the field. Sample numbers are assigned by Rocky Flats Environmental Database System (RFEDS) or the analytical project office (APO). It is strongly recommended that sample numbers be obtained from RFEDS and included in the SAP. Numbers from the assigned block of samples will be assigned if additional samples are needed. If only field-screening data will be collected, describe a systematic method that will be used to number sample locations, depths and analytical results.

## **1.5 SAMPLING EQUIPMENT AND PROCEDURES**

Briefly describe how samples for each media will be collected. Reference the specific ER field procedures for sample collection. If necessary, reference the specific subsection of a procedure. Also, if sections of a procedure are not appropriate, call out the part of the procedure that will not be followed and why. If there isn't a procedure available, write a short one, and include it as an appendix to the SAP.

### **1.5.1 Documentation**

Field log books and required field forms will be used to document the project. The number of field books and data forms will be minimized. Sample designations will appear in the log book and on the field data forms. Field data may be electronically captured. Cross-reference existing ER procedures as appropriate but do not rewrite or paraphrase.

## **1.6 PROJECT ORGANIZATION**

If the SAP or FSP is not part of a document which already includes a project organization section, it should be described here. An organization chart should be included, at a minimum, that will include the project manager, sample team lead, and the appropriate quality assurance and safety personnel.

## **1.7 HEALTH AND SAFETY PLAN**

Reference the HASP that will be used to control work. The HASP will usually have been developed for the PAM or IM/IRA being implemented. If only sampling activities are to be performed, a separate HASP may be needed to cover the activity.

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## **1.8 DATA MANAGEMENT**

Provide a discussion of portions of the ER Data Management Plan (DMP) that are applicable. This may be included as an Appendix. If the existing ER DMP does not apply, describe how data will be checked for quality, managed, and records will be maintained. ER procedure 5-21000-OPS-FO.14 *Field Data Management* (RMRS, 1994d) should be followed for collection of field screening data and other field data.

## **1.9 QUALITY CONTROL**

Provide a discussion referencing appropriate sections of the existing ER quality assurance project plan. Discuss any deviations from the plan in detail. Also review procedure 2-632-ER-ADM-80.02 *Evaluation of ERM Data for Usability and Final Reports* (RMRS, 1994e). Discuss the data validation level necessary to meet the DQOs. A full EPA contract laboratory program data validation package is not necessarily required.

## **1.10 REFERENCES**

Provide the references used to generate the SAP, if appropriate. This will include documents used to develop the background and site descriptions.

| Requirement   | Citation  | Type | Comment  |
|---|---|------|--|
| <b>ATOMIC ENERGY ACT (AEA) [42 USC 2200 et. seq.]</b>   |   |      |  |
| <b>RADIATION PROTECTION OF THE PUBLIC AND THE ENVIRONMENT</b>   |   |      |  |
| <ul style="list-style-type: none"> <li>• Radiation Protection Standard - All Pathways</li> <li>• Radiation Protection Standard - Airborne Emissions</li> <li>• Radiation Protection Standard - TRU Waste Storage/Disposal</li> <li>• ALARA Process</li> <li>• Effluent Discharges to Surface Waters</li> <li>• Effluent Discharges to Sanitary Sewer Systems</li> <li>• Residual Radioactivity Levels (Real Property, Materials, and Equipment)</li> <li>• Monitoring and Surveillance</li> </ul> | <p>DOE Order 5400.5<br/>(10 CFR 834, Proposed)</p> <p>Chapter II.1a and III<br/>(834.101)</p> <p>Chapter II.1b (834.102)</p> <p>Chapter II.1c (834.109)</p> <p>Chapter II.2 (834.11)</p> <p>Chapter II.3a (834.201)</p> <p>Chapter II.3d (834.203)</p> <p>Chapter II.5 and IV<br/>(834, Subpart D)</p> <p>Chapter II.6 (834.10)</p> | TBC  | <p>This DOE Order establishes criteria for the protection of human health and the environment to ensure radiation exposure resulting from DOE activities does not exceed an effective equivalent dose for 100 mrem per year. This radiation dose limit also forms the basis for the release of radionuclides to the environment and the release of properties for unrestricted use.</p>  |
| <b>RADIATION PROTECTION OF THE PUBLIC</b>   |   |      |  |
| <ul style="list-style-type: none"> <li>• Radiation Protection Standard - All Pathways</li> <li>• Effluent Discharges to Sanitary Sewer Systems</li> <li>• Treatment or Disposal by Incineration</li> <li>• Disposal of Specific Waste</li> </ul>  | <p>10 CFR 20</p> <p>.1301</p> <p>.2003</p> <p>.2004</p> <p>.2005</p>  | TBC  | <p>For onsite response actions, NRC requirements are not applicable to CERCLA activities conducted at the RFETS; DOE is required to and has established programs to manage radioactive operations and waste. Although NRC regulations may be relevant, these NRC standards are not considered to be appropriate if DOE Orders adequately establish standards of control for the management of radioactive materials to ensure protection of human health and the environment. In cases where a DOE Order specifies requirements that are inconsistent with NRC standards, the DOE requirement will be followed unless specifically waived by DOE in order to adopt the NRC standard.</p> |

A - Action-Specific ARAR; C - Chemical-Specific ARAR; L - Location-Specific ARAR; TBC - To Be Considered

| Requirement  | Citation             | Type | Comment                                      |
|--|----------------------|------|--|
| <b>ATOMIC ENERGY ACT (AEA) [42 USC 2200 et. seq.]</b>  |                      |      |  |
| <b>RULES AND REGULATIONS PERTAINING TO RADIATION CONTROL</b>   | 6 CCR 1007-1, Part 4 |      |  |
| • Permissible Levels of Radioactive Material in Uncontrolled Areas   | 4.60.1               | TBC  |  |
| <b>RADIOACTIVE WASTE MANAGEMENT</b>  | DOE Order 5820.2A    |      |  |
| • Management of Transuranic Waste  | Chapter II           |      |  |
| • Temporary Storage at Generating Sites  | 3e                   |      |  |
| • Management of Low-Level Waste  | Chapter III          | TBC  |  |
| • Performance Objectives   | 3a                   |      |  |
| • Performance Assessment   | 3b                   |      |  |
| • Waste Characterization   | 3e                   |      |  |
| • Disposal   | 3i                   |      |  |
| • Disposal Site Closure/Post Closure   | 3j                   |      |  |
| • Environmental Monitoring   | 3k                   |      |  |
| <b>ENVIRONMENTAL RADIATION PROTECTION STANDARDS FOR MANAGEMENT AND DISPOSAL OF SPENT NUCLEAR FUEL, HIGH-LEVEL AND TRANSURANIC RADIOACTIVE WASTES</b> | 40 CFR 191           | C    | Standard applies to transuranic wastes only. |
| • Radiation Dose Standard  | .03                  |      |  |

| Requirement  | Citation   | Type | Comment |
|--|--|------|---------|
| <b>ATOMIC ENERGY ACT (AEA) [42 USC 2200 et. seq.]</b>  |  |      |         |
| OCCUPATIONAL RADIATION PROTECTION  | 10 CFR 835   | TBC  |         |
| LICENSING REQUIREMENTS FOR LAND DISPOSAL OF RADIOACTIVE WASTE <ul style="list-style-type: none"> <li>• Radiation Protection</li> <li>• Access Restrictions</li> <li>• Future Impacts</li> <li>• Site Siting/Stability</li> <li>• Drainage Controls/Floodplains</li> <li>• Final Cover</li> <li>• Buffer Zone</li> <li>• Groundwater Monitoring</li> <li>• Waste Disposal Requirements</li> </ul> | 10 CFR 61<br><br>.41 & .52<br>.42<br>.50<br>.44<br>.51<br>.51<br>.52<br>.53<br>.56 | TBC  |         |

| Requirement  | Citation   | Type | Comment  |
|--|--|------|--|
| <b>CLEAN AIR ACT (CAA) [42 USC 7401 et. seq.]</b>  |  |      |  |
| <b>AMBIENT AIR QUALITY STANDARDS</b>   |  |      |  |
| <ul style="list-style-type: none"> <li>• Sulfur Dioxide</li> <li>• Particulate Matter (PM10)</li> <li>• Carbon Monoxide</li> <li>• Ozone</li> <li>• Nitrogen Dioxide</li> <li>• Lead</li> <li>• Total Suspended Particulates</li> </ul>  | 5 CCR 1001-14<br>[40 CFR 50]   | C    | <p>Ambient air quality standards are considered to be chemical-specific ARARs to assess the quality of ambient air and the need to remediate a particular IHSS to maintain the quality of the ambient air. RFETS is located in a non-attainment zone for particulate matter and ozone.</p> <p>Ambient air quality standards are not effluent discharge limitations; they are used in conjunction with air dispersion modeling to establish discharge limits that are protective of air quality.</p>  |
| <b>COLORADO AIR POLLUTION REGULATIONS</b>  |  |      |  |
| <ul style="list-style-type: none"> <li>• Emission Control Regulations for Particulates, Smokes, Carbon Monoxide, and Sulfur Oxides               <ul style="list-style-type: none"> <li>- Particulates</li> <li>- Emission Monitoring Requirements for Existing Sources</li> <li>- Sulfur Dioxide Emission Regulations</li> </ul> </li> <li>• Odor Emissions</li> <li>• Air Contaminant Emissions Notices</li> <li>• Standards of Performance for New Stationary Sources</li> <li>• Emissions of Volatile Organic Compounds</li> </ul> | <p>5 CCR 1001<br/>[40 CFR 52, Subpart G]</p> <p>Regulation No. 1<br/>[5 CCR 1001-3]</p> <p>Regulation No. 2<br/>[5 CCR 1001-4]<br/>Regulation No. 3<br/>[5 CCR 1001-5]<br/>Regulation No. 6<br/>[5 CCR 1001-8]</p> <p>Regulation No. 7</p> | A    | <p>Regulation No. 1, Section III.D(2)(b), (e), (f), and (h) requires control measurements to be implemented for construction activities, haul roads, haul trucks, and demolition activities, respectively, to prevent the emission of fugitive particulates in excess of air standards. Other portions of Regulation No. 1 would be an ARAR only if the remedial action involves the specific emission source regulated.</p> <p>Regulation No. 2 prohibits odorous air contaminants from any single source to be emitted in detectable odors which are measured in excess of the air standards.</p> <p>Regulation Nos. 6, 7, 8, and 15 would be an ARAR only if the remedial action involves the specific emission source regulated.</p> |

A - Action-Specific ARAR; C - Chemical-Specific ARAR; L - Location-Specific ARAR; TBC - To Be Considered

| Requirement  | Citation  | Type | Comment   |
|--|---|------|---|
| <b>CLEAN AIR ACT (CAA) [42 USC 7401 et. seq.]</b>  |   |      |   |
| <ul style="list-style-type: none"> <li>Control of Hazardous Air Pollutants</li> <li>Emissions of Ozone-Depleting Compounds</li> </ul>  | [5 CCR 1001-9]<br>Regulation No. 8<br>[5 CCR 1001-10]<br>Regulation No. 15<br>[5 CCR 1001-19] |      |   |
| <b>NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS</b> <ul style="list-style-type: none"> <li>National Emission Standards for Emissions of Radionuclides Other Than Radon From Department of Energy Facilities               <ul style="list-style-type: none"> <li>- Standard</li> <li>- Emission Monitoring and Test Procedures</li> <li>- Compliance and Reporting</li> </ul> </li> <li>National Emission Standards for Radon Emissions from Department of Energy Facilities               <ul style="list-style-type: none"> <li>- Standard</li> <li>- Exemption from the Reporting and Testing Requirements of 40 CFR 61.10</li> </ul> </li> </ul> | 40 CFR 61, Subpart H<br>.92<br>.93<br>.94<br><br>40 CFR 61, Subpart Q<br>.192<br>.193         | C/A  | Demonstration of compliance with 40 CFR 61.92 is performed on a site-wide basis taking into consideration all RFETS sources. Stack monitoring is required for all release points which could contribute greater than 0.1 mm/yr. |

| Requirement   | Citation                         | Type | Comment  |
|---|----------------------------------|------|--|
| <b>FEDERAL WATER POLLUTION CONTROL ACT (aka Clean Water Act (CWA)) [33 USC 1251 et. seq.]</b>   |                                  |      |  |
| <b>WATER QUALITY CRITERIA - GOLD BOOK</b>   | 33 USC 1314<br>(CWA Section 304) | C    | <p>The "Gold Book" presents guidelines with respect to water quality criteria for toxic pollutants. Criteria are published for aquatic and human health. The water quality criteria are not promulgated standards; however, they are established guidelines used for developing NPDES permits and may be considered potentially relevant and appropriate. WQC should not be used as effluent limits, rather discharge limits should be established either through the NPDES or UIC permitting process.</p> <p>Although water criteria are non-promulgated and non-enforceable standards, Section 121(d)(2)(B)(i) of CERCLA as implemented by the NCP (40 CFR 300.430(c)(2)(i)(E)) specifies that WQC established under Sections 303 and 304 of the CWA shall be attained where relevant and appropriate under the circumstances of the release. The designated or potential use of the surface or groundwater, the environmental media affected, the purpose for which the WQC were developed, and the latest information are to be considered in determining the relevance and appropriateness of the WQC to the response action. Therefore, the need to comply with WQC as a relevant and appropriate requirement needs to be determined on a case-by-case basis using the factors listed above.</p> |
| <b>COLORADO BASIC STANDARDS AND METHODOLOGIES FOR SURFACE WATER</b>   | 5 CCR 1002-8<br><br>3.1.8        | C    | <p>Non-AEA radionuclides that have Statewide surface water standards will be considered potential ARARs. Site-specific standards not associated with a use classification and AEA regulated radionuclides are not ARARs because they do not meet the criteria of "general applicability" and/or enforceability in 40 CFR 300.400(g)(4) and are, therefore, not "promulgated."</p>  |
| <ul style="list-style-type: none"> <li>• Antidegradation Rule</li> <li>• Water Quality-Based Designations</li> <li>• Basic Standards Applicable to Surface Waters of the State</li> </ul> |                                  |      |  |

| Requirement  | Citation  | Type | Comment   |
|--|---|------|---|
| <b>FEDERAL WATER POLLUTION CONTROL ACT (aka Clean Water Act (CWA)) [33 USC 1251 et. seq.]</b>  |   |      |   |
| <b>COLORADO BASIC STANDARDS AND METHODOLOGIES FOR SURFACE WATER (continued)</b> <ul style="list-style-type: none"> <li>- Descriptive Standards for Substances from Point and Nonpoint Sources</li> <li>- Standards for Radioactive Materials</li> <li>- Standards for Organics</li> <li>• Salinity and Suspended Solids</li> <li>• State Use Classifications</li> <li>- Classifications</li> <li>- Areas Requiring Special Protection</li> <li>• Testing Procedures</li> <li>- Introduction - Numeric Levels</li> <li>- Standard Test Procedures</li> <li>- Bioassay Procedures</li> </ul> | 3.1.11  |      |   |
|  | 3.1.12  |      |   |
|  | 3.1.13  |      |   |
|  | 3.1.16,<br>3.1.16, (2)(a)<br>3.1.16, (2)(b)                                     |      |   |
| <b>COLORADO BASIC STANDARDS FOR GROUNDWATER</b> <ul style="list-style-type: none"> <li>• Classifications of Groundwater</li> <li>- Groundwater Classifications</li> <li>- Criteria Used to Identify Classifications for Groundwater</li> <li>- Specified Area</li> <li>• Groundwater Quality Standards</li> <li>- Narrative Standards</li> <li>- Numerical Standards</li> <li>- Statewide Standards</li> <li>• Point of Compliance</li> </ul>  | 5 CCR 1002-8,<br><br>3.11.4<br><br>3.11.5<br>3.11.5 (b)<br>3.11.5 (c)<br>3.11.6 | C    | Applicability or relevance and appropriateness to be resolved |

A - Action-Specific ARAR; C - Chemical-Specific ARAR; L - Location-Specific ARAR; TBC - To Be Considered

| Requirement   | Citation   | Type | Comment  |
|---|--|------|--|
| <b>FEDERAL WATER POLLUTION CONTROL ACT (aka Clean Water Act (CWA)) [33 USC 1251 et. seq.]</b>   |  |      |  |
| <b>TOXIC POLLUTANT EFFLUENT STANDARDS</b> <ul style="list-style-type: none"> <li>• Toxic Pollutants</li> <li>• Compliance</li> </ul>  | 40 CFR 129.4<br>40 CFR 129.5                                 | C    | If the permitted point is used, then the NPDES permit discharge standards would have been met.   |
| <b>NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM REGULATIONS</b> <ul style="list-style-type: none"> <li>• Designation of Hazardous Substances</li> <li>• Determination of Reportable Quantities for Hazardous Substances</li> <li>• Applicability of Best Management Practices</li> <li>• Best Management Practices Programs</li> </ul> | 40 CFR 116<br>40 CFR 117<br>40 CFR 125.102<br>40 CFR 125.104 | A    | These subparts are applicable to storage and use of products that contain toxic and hazardous pollutants above reportable quantity limitations, at a facility covered by an NPDES permit. No Federal, State, or local permit shall be required for the portion of any removal or remedial action conducted entirely onsite, where such remedial action is selected and carried out in compliance with Section 121. |
| <b>DISCHARGES OF DREDGED OR FILL MATERIAL INTO WATERS OF THE UNITED STATES</b> <ul style="list-style-type: none"> <li>• Discharges Requiring Permits</li> </ul>   | 33 USC 1344<br>33 CFR 323.3                                  | A/L  | Only substantive portions of the regulations are required under CERCLA actions for onsite activities.  |
| <b>DOE COMPLIANCE WITH FLOODPLAIN/WETLANDS ENVIRONMENTAL REVIEW REQUIREMENTS</b> <ul style="list-style-type: none"> <li>• Floodplain/Wetlands Determination</li> <li>• Floodplain/Wetlands Assessment</li> <li>• Applicant Responsibilities</li> </ul>  | 10 CFR 1022<br>.11<br>.12<br>.13                             | A/L  |  |

| Requirement   | Citation                       | Type | Comment  |
|---|--------------------------------|------|--|
| <b>NATURAL RESOURCE AND WILDLIFE PROTECTION LAWS</b>  |                                |      |  |
| <b>ENDANGERED SPECIES ACT (ESA) [16 USC 1531 et seq.]</b>   |                                |      |  |
| <b>BIOLOGICAL ASSESSMENT</b>  | 50 CFR 402.12                  | A/L  | Substantive compliance with the ESA is the responsibility of each Federal agency. In cases where more than one Federal agency is involved in an action a lead Federal agency, as determined among the Federal agencies participating in the action, is designated. The burden of consultation as required under ESA Section 7 and subsequent preparation of a biological assessment if appropriate is the responsibility of the lead Federal agency. Federal agencies must use the consultation process to determine if their action poses an adverse impact to threatened and endangered species and their critical habitat. It is within the spirit of the act that Federal agencies also consider candidate species, especially those species that may be headed toward listing, in their environmental planning. |
| <ul style="list-style-type: none"> <li>• Purpose</li> <li>• Preparation Requirements</li> <li>• Request for Information</li> <li>• Director's Response               <ul style="list-style-type: none"> <li>- No Listed Species or Critical Habitat Present</li> <li>- Listed Species or Critical Habitat Present</li> </ul> </li> <li>• Verification of Current Accuracy of Species List</li> <li>• Contents</li> <li>• Identical/Similar to Previous Action</li> <li>• Permit Requirements</li> <li>• Completion Time</li> <li>• Submission of Biological Assessment</li> <li>• Use of Biological Assessment</li> </ul> | 50 CFR 402.13<br>50 CFR 402.14 | A/L  | If an endangered species is found, then interagency cooperation is required. Otherwise, interagency cooperation is a TBC and the policy of DOE is that interagency cooperation will be complete. The U.S. Fish and Wildlife Service will be consulted as necessary to ensure that appropriate steps are taken pursuant to the ESA to protect Federal listed threatened and endangered species and their critical habitats.   |
| <b>INTERAGENCY COOPERATION</b>  |                                |      |  |
| <ul style="list-style-type: none"> <li>• Informal Consultation</li> <li>• Formal Consultation</li> </ul>  |                                |      |  |

| Requirement   | Citation   | Type | Comment   |
|---|--|------|---|
| <b>NATURAL RESOURCE AND WILDLIFE PROTECTION LAWS</b>  |  |      |   |
| LISTING ENDANGERED AND THREATENED SPECIES AND DESIGNATING CRITICAL HABITAT  | 50 CFR 424   |      |   |
| <ul style="list-style-type: none"> <li>• Factors for Listing, Delisting, or Reclassifying Species</li> <li>• Criteria for Designating Critical Habitat</li> </ul>   | .11<br>.12   | A/L  |   |
| ENDANGERED AND THREATENED WILDLIFE AND PLANTS   | 50 CFR 17  | A/L  | Current lists of threatened and endangered species of animals and plants pertinent to the ESA and of concern to DOE-RFFO at the Site should be obtained from the U.S. Fish and Wildlife Service, Colorado Field Office. |
| <ul style="list-style-type: none"> <li>• List of Endangered and Threatened Wildlife</li> <li>• List of Endangered and Threatened Plants</li> <li>• Interagency Cooperation: Critical Habitats</li> <li>• Interagency Cooperation: Critical Habitats - Fish and Wildlife</li> <li>• Interagency Cooperation: Critical Habitats - Plants</li> </ul> | .11<br>.12<br>.94<br>.95<br>.96                          |      |   |
| <b>MIGRATORY BIRD TREATY [16 USC 701-715]</b>   |  |      |   |
| TAKING, POSSESSION, TRANSPORTATION, SALE, PURCHASE, BARTER, EXPORTATION, AND IMPORTATION OF WILDLIFE AND PLANTS   |  | A/L  |   |
| <ul style="list-style-type: none"> <li>• The Purpose of the Regulation</li> <li>• List of Migratory Birds</li> <li>• Law Enforcement Offices</li> <li>• Civil Procedures</li> </ul>   | 50 CFR 10.1<br>50 CFR 10.13<br>50 CFR 10.22<br>50 CFR 11 |      |   |

| Requirement  | Citation  | Type | Comment |
|--|---|------|---------|
| <b>NATURAL RESOURCE AND WILDLIFE PROTECTION LAWS</b>   |   |      |         |
| <b>EAGLE PROTECTION ACTS [16 USC 668 et. seq.]</b>   |   |      |         |
| <b>BALD AND GOLDEN EAGLES</b>  |   |      |         |
| <ul style="list-style-type: none"> <li>Prohibited Acts; Criminal Penalties</li> <li>Civil Penalties</li> <li>Cancellation of Grazing Agreements</li> <li>Taking and Using of the Bald and Golden Eagle for Scientific, Exhibition, and Religious Purposes</li> <li>Enforcement Provisions</li> </ul> | 16 USC 668(a)<br>16 USC 668(b)<br>16 USC 668(c)<br>16 USC 668(a)<br><br>16 USC 668(b)               | A/L  |         |
| <b>COLORADO NONGAME, ENDANGERED, OR THREATENED SPECIES CONSERVATION ACT [CRS 33-1-115, 33-2-101 to 33-2-107]</b>   |   |      |         |
| <ul style="list-style-type: none"> <li>Willful Destruction of Wildlife</li> <li>Damage or Destruction of Dens or Nests - Harassment of Wildlife</li> </ul>   | CRS 33-6-117<br>CRS 33-6-128  | A/L  |         |
| <b>COLORADO NONGAME WILDLIFE</b>   |   |      |         |
| <ul style="list-style-type: none"> <li>Protected Species</li> <li>Endangered Wildlife - Designation of Species</li> <li>Threatened Wildlife - Designation of Species</li> <li>Nongame Wildlife - Designation of Species</li> </ul>   | 2 CCR 406-8<br><br>Article I, #1000<br>Article II, #1002<br>Article III, #1003<br>Article IV, #1004 | A/L  |         |
| <b>FISH AND WILDLIFE COORDINATION ACT [16 USC 661 et seq.]</b>   |   |      |         |
| <ul style="list-style-type: none"> <li>Purpose</li> <li>Impounding, Diverting, or Controlling of Waters</li> <li>Impoundment or Diversion of Waters</li> <li>Rules and Regulations</li> <li>Effects of Sewage and Industrial Waters</li> </ul>   | 16 USC 661<br>16 USC 662<br>16 USC 663<br>16 USC 664<br>16 USC 665                                  | A/L  |         |

A - Action-Specific ARAR; C - Chemical-Specific ARAR; L - Location-Specific ARAR; TBC - To Be Considered

| Requirement  | Citation      | Type | Comment |
|--|---------------|------|---------|
| <b>NATURAL RESOURCE AND WILDLIFE PROTECTION LAWS</b>                   |               |      |         |
| • Authorization of Appropriations                                      | 16 USC 666    |      |         |
| • Penalties  | 16 USC 666(a) |      |         |
| • Definitions  | 16 USC 666(b) |      |         |
| <b>NATIONAL HISTORIC PRESERVATION ACT (NHPA) [16 USC 470 ET. SEQ.]</b> |               |      |         |
| <b>IDENTIFYING HISTORIC PROPERTIES</b>                                 |               |      |         |
| • Assessing Information Needs  | 36 CFR 800.4  | L    |         |
| • Locating Historic Properties   |               |      |         |
| • Evaluating Historical Significance                                   |               |      |         |
| • When No Historic Properties Are Found                                |               |      |         |
| • Historic Property Found  |               |      |         |
| <b>ASSESSING EFFECTS OF THE ACTIVITY ON THE PROPERTY</b>               | 36 CFR 800.5  | L    |         |
| <b>DOCUMENTATION REQUIREMENTS</b>                                      | 36 CFR 800.8  | L    |         |
| <b>CRITERIA OF EFFECT AND ADVERSE EFFECT</b>                           | 36 CFR 800.9  | L    |         |
| <b>PROTECTING NATIONAL HISTORIC LANDMARKS</b>                          | 36 CFR 800.10 | L    |         |
| <b>HISTORIC PROPERTIES DISCOVERED DURING IMPLEMENTATION</b>            | 36 CFR 800.11 | L    |         |
| <b>EMERGENCY UNDERTAKINGS</b>  | 36 CFR 800.12 | L    |         |
| <b>PRESERVATION OF AMERICAN ANTIQUITIES</b>                            | 43 CFR 3      | L    |         |
| <b>PROTECTION OF ARCHEOLOGICAL RESOURCES</b>                           | 43 CFR 7      | L    |         |

A - Action-Specific ARAR; C - Chemical-Specific ARAR; L - Location-Specific ARAR; TBC - To Be Considered

| Requirement   | Citation   | Type | Comment |
|---|------------|------|---------|
| <b>NATURAL RESOURCE AND WILDLIFE PROTECTION LAWS</b>  |            |      |         |
| <b>ARCHEOLOGICAL RESOURCES PROTECTION [16 USC 470, Chapter 1B]</b>  |            |      |         |
| PROTECTION OF ARCHEOLOGICAL RESOURCES:<br>UNIFORM REGULATIONS <ul style="list-style-type: none"> <li>• Purpose</li> <li>• Authority</li> <li>• Definitions</li> <li>• Prohibited Acts</li> <li>• Permit Requirements and Exceptions</li> <li>• Application for Permits and Information Collection</li> <li>• Notification to Indian Tribes of Possible Harm to, or Destruction of, Sites on Public Lands Having Religious or Cultural Importance</li> <li>• Relationship to Section 106 of the National Historic Preservation Act</li> <li>• Custody of Archeological Resources</li> <li>• Determination of Archeological or Commercial Value and Cost of Restoration and Repair</li> <li>• Assessment of Civil Penalties</li> <li>• Civil Penalty Amounts</li> <li>• Other Penalties and Rewards</li> <li>• Confidentiality of Archeological Resource Information</li> <li>• Report36 CFR 296</li> </ul> | 36 CFR 296 | L    |         |

| Requirement  | Citation         | Type | Comment   |
|--|------------------|------|---|
| <b>NATURAL RESOURCE AND WILDLIFE PROTECTION LAWS</b>                       |                  |      |   |
| <b>ARCHEOLOGICAL AND HISTORICAL PRESEVATION ACT (AHPA) [16 USC 469a-1]</b> |                  |      |   |
| Notification and Request for Preservation of Data                          | 16 USC 469a-1(a) | L    | Differs from NHPA in that it encompasses a broader scope of resources than those listed on the National Register and requires only preservation of the data (including analysis and publication). |
| Survey of Sites; Preservation of Data; Compensation                        | 16 USC 469a-1(b) |      |   |

| Requirement   | Citation  | Type | Comment   |
|---|---|------|---|
| <b>SAFE DRINKING WATER ACT (SDWA) [42 USC 300f ET. SEQ.]</b>  |   |      |   |
| <b>COLORADO PRIMARY DRINKING WATER REGULATIONS</b>  |   |      |   |
| <ul style="list-style-type: none"> <li>• MCL for Microbiological Contaminants</li> <li>• MCL for Turbidity</li> <li>• MCLs for Inorganic Chemicals</li> <li>• MCLs for Organic Chemicals               <ul style="list-style-type: none"> <li>- MCL for Volatile Organic Chemicals (VOCs)</li> <li>- MCL for Total Trihalomethanes (TTHMs)</li> <li>- MCLs for Synthetic Organic Chemicals (SOCs)</li> </ul> </li> <li>• MCLs for Radioactivity               <ul style="list-style-type: none"> <li>- MCLs for Radium-226, Radium-228, and Gross Alpha Particle Activity in Community Water Systems</li> <li>- MCLs for Beta Particle and Photon Radioactivity From Man-Made Radionuclides in Community Water Systems</li> </ul> </li> </ul> | 5 CCR 1003-1,<br>[40 CFR 141]<br><br>3.1.2<br>4.1.1<br>5.2.1<br><br>5.2.2<br>5.2.4<br>5.2.3<br><br>6.1.1<br><br>6.1.2 | C    | These regulations may be relevant and appropriate to surface water and groundwater under their current use classifications. |

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|--|-------------------|------|---|
| <b>SAFE DRINKING WATER ACT (SDWA) [42 USC 300F ET. SEQ.]</b>   |                   |      |   |
| <b>MAXIMUM CONTAMINANT LEVEL GOALS</b>   | 40 CFR 141        | C    | Non-zero MCLGs would also be relevant and appropriate to surface water and groundwater possessing drinking water supply use classifications. MCLGs equal to zero establish unattainable goals and are therefore not ARARs according to the NCP. |
| <ul style="list-style-type: none"> <li>• MCLGs for Organic Contaminants</li> <li>• MCLGs for Inorganic Contaminants</li> <li>• MCLGs for Microbiological Contaminants</li> </ul> | .50<br>.51<br>.52 |      |   |

| Requirement   | Citation             | Type | Comment |
|---|----------------------|------|---------|
| <b>SOLID WASTE DISPOSAL ACT (aka: Resource Conservation and Recovery Act) [42 USC § 6901 et. seq.]<br/>SUBTITLE C: HAZARDOUS WASTE MANAGEMENT [Colorado Hazardous Waste Act (CRS §§ 25-15-101 to -217)]</b>   |                      |      |         |
| The State of Colorado is authorized to administer portions of the hazardous waste management program (e.g., RCRA) to regulate the generation, treatment, storage, and disposal of hazardous waste within Colorado. As such, the Colorado regulations that are more stringent than the federal counterparts would be applicable to the management of hazardous waste. These regulations may also be relevant and appropriate in situations where a remediation waste is "sufficiently similar" to a RCRA-listed waste (e.g., waste which was generated and disposed of prior to the effective date of regulation) or when the proposed remedial action is similar to a RCRA-regulated activity and would be appropriate to ensure that the activity is protective of human health and the environment. Although the Colorado hazardous waste management regulations are similar to the federal requirements, both the federal and state regulatory citations are provided for reference purposes and to denote that both federal and state requirements were considered in establishing the identifying the ARAR requirement adopted for the remediation of the RFETS. Only substantive portions of the regulations are required under CERCLA actions for onsite activities. The State has not verified that these are the only substantive standards. The final determination is predicated upon an analysis for a specific action. |                      |      |         |
| <b>SITING OF HAZARDOUS WASTE DISPOSAL SITES</b>   | 6 CCR 1007-2         | L    |         |
| <ul style="list-style-type: none"> <li>• Minimum Design Performance Criteria for Off-Site Hazardous Waste Disposal Sites and On-Site Hazardous Waste Landfills</li> <li>• Requirements for Siting and Design of Off-Site Hazardous Waste Disposal Sites and On-Site Hazardous Waste Landfills</li> </ul>  | Part 2.4<br>Part 2.5 |      |         |

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|---|--|------|---|
| <b>SOLID WASTE DISPOSAL ACT (aka: Resource Conservation and Recovery Act) [42 USC § 6901 et. seq.]<br/>SUBTITLE C: HAZARDOUS WASTE MANAGEMENT [Colorado Hazardous Waste Act (CRS §§ 25-15-101 to -217)]</b> |  |      |   |
| IDENTIFICATION AND LISTING OF HAZARDOUS WASTES  | 6 CCR 1007-3, 261<br>[40 CFR 261]                        | A    |   |
| GENERATOR STANDARDS   | 6 CCR 1007-3, 262<br>[40 CFR 262]                        | A    | Persons who generate solid wastes are required to determine if the waste is hazardous. The definition and procedures contained in 6 CCR 1007-3, 261 [40 CFR 261] are to be followed to make this determination.     |
| <ul style="list-style-type: none"> <li>• Hazardous Waste Determinations</li> <li>• Record Keeping and Reporting Requirements</li> <li>- Record Keeping and Reporting</li> </ul>                             | .11<br>.40 to .43  |      |   |
| GENERAL FACILITY STANDARDS  | 6 CCR 1007-3, 264<br>Subpart B<br>[40 CFR 264 Subpart B] |      |   |
| • Waste Analysis  | .13  | A/L  | Existing security measurements will be used and, where necessary, upgraded to prevent unknown access to hazardous wastes.   |
| • Security  | .14  | A/L  | Inspections will be conducted as a standard of control to prevent release of hazardous waste constituents to the environment or a threat to human health. Corrective actions will be taken to resolve deficiencies. |
| • General Inspection Requirements   | .15  | A/L  | Personnel will be properly trained to prevent mismanagement of hazardous waste and/or regulatory violations.  |
| • Personnel Training  | .16  | C/A  |   |

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|---|--|------|--|
| <b>SOLID WASTE DISPOSAL ACT (aka: Resource Conservation and Recovery Act) [42 USC § 6901 et. seq.]</b><br><b>SUBTITLE C: HAZARDOUS WASTE MANAGEMENT [Colorado Hazardous Waste Act (CRS §§ 25-15-101 to -217)]</b>   |  |      |  |
| <ul style="list-style-type: none"> <li>General Requirements For Ignitable, Reactive, or Incompatible Wastes</li> <li>Construction Quality Assurance Program</li> </ul> <p>Installation Standards</p> <ul style="list-style-type: none"> <li>Seismic Considerations</li> <li>Installation Standards</li> </ul>                       | .17  | C/A  | Procedures will be implemented to prevent accidental ignition or reaction of ignitable or reactive waste, or the mixing of incompatible waste.   |
|   | .19  | C/A  | A construction QA program will be implemented for the construction of any new hazardous waste disposal site.   |
|   | .18  | A/L  | Hazardous waste management facilities will not be located within a 100-year floodplain.  |
|   |  |      | Hazardous waste is not to be disposed directly under or into surface water or groundwater that has a potential or existing beneficial use or that is in direct communication with an aquifer, unless said disposal is accomplished pursuant to a UIC permit. |
| <p><b>PREPAREDNESS AND PREVENTION</b></p> <ul style="list-style-type: none"> <li>Design and Operation of Facility</li> <li>Required Equipment</li> <li>Testing and Maintenance of Equipment</li> <li>Access to Communications or Alarm System</li> <li>Required Aisle Space</li> <li>Arrangements with local Authorities</li> </ul> | <p>6 CCR 1007-3, 264, Subpart C<br/>[40 CFR 264, Subpart C]</p> <p>.31<br/>.32<br/>.33<br/>.34<br/>.35<br/>.37</p> | A/L  | Hazardous waste facilities will be designed to minimize the potential for incidents. Equipment will be provided to respond to credible incidents and arrangements with emergency response units will be executed.  |

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| CONTINGENCY PLAN AND EMERGENCY PROCEDURES <ul style="list-style-type: none"> <li>• Purpose and Implementation</li> <li>• Content of Plan</li> <li>• Emergency Coordinator</li> <li>• Emergency procedures</li> </ul>                      | 6 CCR 1007-3, 264,<br>Subpart D<br>[40 CFR 264 Subpart D]<br><br>.51<br>.52<br>.55<br>.56         | A                    | The existing RFETS contingency plan will be reviewed and revised accordingly to ensure that the procedures are adequate to respond to any new conditions posed by the remedial actions and/or the operation of new hazardous waste management facilities.   |
| MANIFEST SYSTEM, RECORDKEEPING, AND REPORTING <ul style="list-style-type: none"> <li>• Applicability</li> <li>• Operating Record</li> <li>• Availability, Retention, and Disposition of Records</li> </ul>                                | 6 CCR 1007-3 Part 264,<br>Subpart E<br>[40 CFR 264, Subpart E]<br><br>.70<br>.73<br>.74           | A                    |   |
| GROUNDWATER PROTECTION <ul style="list-style-type: none"> <li>• Required Programs</li> <li>• Point of Compliance</li> <li>• Ground-Water Protection Standard</li> <li>• Hazardous Constituents</li> <li>• Concentration Limits</li> </ul> | 6 CCR 1007-3, 264,<br>Subpart F<br>[40 CFR 264, Subpart F]<br><br>.91<br>.95<br>.92<br>.93<br>.94 | A/L<br><br><br><br>C | Groundwater monitoring will be conducted for hazardous waste for hazardous waste management units to ensure that contaminants which could adversely impact human health or the environment are not migrating into groundwaters as measured at the point of compliance.<br><br>As part of the RFI/RI and CMS/FS process, remediation goals which are protective of human health and the environment will be established for the cleanup of groundwater. The RCRA process for |

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|---|----------|------|--|
| <b>SOLID WASTE DISPOSAL ACT (aka: Resource Conservation and Recovery Act) [42 USC § 6901 et. seq.]</b><br><b>SUBTITLE C: HAZARDOUS WASTE MANAGEMENT [Colorado Hazardous Waste Act (CRS §§ 25-15-101 to -217)]</b>   |          |      |  |
| GROUNDWATER PROTECTION (continued)  |          |      | establishing groundwater protection standards will be incorporated when selecting the remedial goals. Included in the selection process are background concentrations, drinking water standards (e.g., MCLs), and alternative concentration limits (ACLs). The DOE may seek ACLs that will maintain the water quality that supports the designated use at the RFETS.   |
| <ul style="list-style-type: none"> <li>• Compliance Period</li> </ul>   | .96      | A    | For any hazardous waste remaining onsite following the completion of closure activities, groundwater monitoring will be performed to demonstrate protectiveness of the selected remedial actions. The compliance period is defined as equal to the actual life of the waste management unit as determined by the State in the facility permit. For monitoring that is being conducted as part of a RCRA corrective action, compliance period is extended until it can demonstrate that the ground-water protection standard has not been exceeded for a period of three consecutive years. The five-year review provisions of CERCLA Section 121c (see 40 CFR 300.430(f)(4)(ii)) will be considered in establishing the compliance period. |
| <ul style="list-style-type: none"> <li>• General Ground-Water Monitoring Requirements               <ul style="list-style-type: none"> <li>- Number of Wells</li> <li>- Casing</li> <li>- Sampling and Analysis Procedures</li> <li>- Statistical Methods Utilized</li> </ul> </li> </ul> | .97      |      | Any additional monitoring wells that are installed as a result of remedial activities for the monitoring of hazardous waste management sites will conform to existing approved RCRA groundwater monitoring program.  |

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| GROUNDWATER PROTECTION (continued)  |                                   | A    |         |
| <ul style="list-style-type: none"> <li>• Detection Monitoring Program               <ul style="list-style-type: none"> <li>- Parameters or Constituents</li> <li>- System and Procedures</li> <li>- Statistical Exceedences</li> </ul> </li> <li>• Compliance Monitoring Program               <ul style="list-style-type: none"> <li>- Monitoring</li> <li>- Installation of System</li> <li>- Sampling Procedures and Statistical Methods</li> <li>- Evidence of Increased Contamination</li> <li>- Flow Rates</li> </ul> </li> <li>• Corrective Action Program               <ul style="list-style-type: none"> <li>- Compliance with Groundwater Protection Standard</li> <li>- Prevent Hazardous Constituents from Exceeding Concentration Limits</li> <li>- Time Frame</li> <li>- Groundwater Monitoring</li> <li>- Corrective Action Measures</li> </ul> </li> </ul> | <p>.98</p> <p>.99</p> <p>.100</p> |      |         |

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| <b>CLOSURE AND POST-CLOSURE</b>  | 6 CCR 1007-3, 264,<br>Subpart G<br>[40 CFR 264, Subpart G]   | A    |         |
| <ul style="list-style-type: none"> <li>• Closure Performance Standards</li> <li>• Disposal or Decontamination of Equipment, Structures and Soils</li> <li>• Maintenance, Monitoring, Security, and Care</li> <li>• Post-Closure Use of Property</li> </ul>   | .111<br>.114<br>.117<br>.117                                 |      |         |
| <b>USE AND MANAGEMENT OF CONTAINERS</b>  | 6 CCR 1007-3, 264,<br>Subpart I<br>[40 CFR 264, Subpart I]   | A    |         |
| <ul style="list-style-type: none"> <li>• Condition of Containers</li> <li>• Compatibility of Waste with Containers</li> <li>• Management of Containers</li> <li>• Inspections</li> <li>• Containment               <ul style="list-style-type: none"> <li>- Containment System Design and Operation</li> <li>- Containment for Ignitable or Reactive Wastes</li> <li>- Containment for Incompatible Wastes</li> </ul> </li> <li>• Closure</li> </ul> | .171<br>.172<br>.173<br>.174<br>.175<br>.176<br>.177<br>.178 |      |         |

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|--|---|------|---|
| <b>SOLID WASTE DISPOSAL ACT (aka: Resource Conservation and Recovery Act) [42 USC § 6901 et. seq.]<br/>SUBTITLE C: HAZARDOUS WASTE MANAGEMENT [Colorado Hazardous Waste Act (CRS §§ 25-15-101 to -217)]</b>  |   |      |   |
| <b>TANK SYSTEMS</b>  | 6 CCR 1007-3, 264,<br>Subpart J or,<br>6 CCR 1007.3, 265,<br>Subpart J, as appropriate<br>[40 CFR 264, Subpart J, or<br>40 CFR 265, Subpart J, as<br>appropriate] | A    | Either existing or new tank systems will be used to treat or store hazardous waste generated as a result of remedial activities. Existing tank systems will only be used if it is determined that the tank system is adequate and has sufficient integrity to prevent failure of the tank system during the proposed new use. Existing tank systems will be closed in accordance with approved closure plans or IM/IRA documents. |
| <ul style="list-style-type: none"> <li>• Design and Installation of New tank Systems or Components</li> <li>• Containment and Detection of Releases <ul style="list-style-type: none"> <li>- Secondary Containment</li> <li>- Design and Construction</li> <li>- Secondary Containment Devices</li> </ul> </li> <li>• General Operating Requirements</li> <li>• Inspections</li> <li>• Response to Leaks or Spills and Disposition of Leaking or Unfit-for-Use Tank Systems</li> <li>• Closure and Post-Closure Care</li> <li>• Special Requirements for Ignitable or Reactive Wastes</li> <li>• Special Requirements for Incompatible Wastes</li> </ul> | <p>.192</p> <p>.193</p> <p>.194</p> <p>.195</p> <p>.196</p> <p>.197</p> <p>.198</p> <p>.199</p>   |      |   |

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| <b>SOLID WASTE DISPOSAL ACT (aka: Resource Conservation and Recovery Act) [42 USC § 6901 et. seq.]</b><br><b>SUBTITLE C: HAZARDOUS WASTE MANAGEMENT [Colorado Hazardous Waste Act (CRS §§ 25-15-101 to -217)]</b> |   |      |   |
| <b>SURFACE IMPOUNDMENTS</b><br><br><ul style="list-style-type: none"> <li>Monitoring and Inspection</li> <li>Closure and Post-Closure Care</li> </ul>   | 6 CCR 1007-3, 264,<br>Subpart K, or,<br>6 CCR 1007-3, 265,<br>Subpart K, as appropriate<br>[40 CFR 264, Subpart K,<br>or, 40 CFR 265, Subpart K,<br>as appropriate]<br><br>.226<br>.228 | A    | All existing hazardous waste surface impoundments (e.g., Solar Evaporation Ponds) have been removed from service and are currently being closed. The closure, post-closure, and construction inspection requirements are included as part of the OU4 IM/JRA. In the event surface impoundments units are identified as part of a potential remedy Subpart K may become an ARAR. |
| <b>WASTE PILES</b>  | 6 CCR 1007-3, 264,<br>Subpart L<br>[40 CFR 264, Subpart L]  | A    | In the event waste piles are identified as part of a potential remedy, Subpart L may become ARAR  |
| <b>LAND TREATMENT</b>   | 6 CCR 1007-3, 264,<br>Subpart M<br>[40 CFR 264 Subpart M]   | A    | In the event land treatment units are identified as part of a potential remedy, Subpart M may become ARAR.  |
| <b>LANDFILLS</b>  | 6 CCR 1007-3, 264,<br>Subpart N, or<br>6 CCR 1007-3, 265,<br>Subpart N, as appropriate  | A    | In the event land treatment units are identified as part of a potential remedy, Subpart N may become ARAR.  |

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|--|--|------|---|
| <b>SOLID WASTE DISPOSAL ACT (aka: Resource Conservation and Recovery Act) [42 USC § 6901 et. seq.]<br/>SUBTITLE C: HAZARDOUS WASTE MANAGEMENT [Colorado Hazardous Waste Act (CRS §§ 25-15-101 to -217)]</b>  |  |      |   |
| LANDFILLS (continued)  | [40 CFR 264 Subpart N, or,<br>40 CFR 265, Subpart N, as appropriate]                                       |      |   |
| INCINERATORS   | 6 CCR 1007-3, 264,<br>Subpart O<br>[40 CFR 264, Subpart O]<br>.341<br>.342<br>.343<br>.345<br>.347<br>.351 | A    | These regulations are ARARs for the closure and/or the design, construction, and operation of a new incinerator system.                                 |
| CORRECTIVE ACTION FOR SOLID WASTE MANAGEMENT UNITS   | 6 CCR 1007-3, 264,<br>Subpart S<br>[40 CFR 264, Subpart S]<br><br>.552<br><br>.553                         | A    | Colorado has adopted a CAMU/TU rule. The provisions for designating CAMUs and TUs will be followed to facilitate implementation of a corrective action. |
| <ul style="list-style-type: none"> <li>• Corrective Action Management Units</li> <li>- Standards for Designating a CAMU</li> <li>- Requirements for Groundwater Monitoring</li> <li>- Closure Requirements for CAMUs</li> <li>• Temporary Units</li> <li>- Requirements for TUs</li> <li>- Factors for Establishing Standards for TUs</li> </ul> |  |      |   |

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| <b>SOLID WASTE DISPOSAL ACT (aka: Resource Conservation and Recovery Act) [42 USC § 6901 et. seq.]</b><br><b>SUBTITLE C: HAZARDOUS WASTE MANAGEMENT [Colorado Hazardous Waste Act (CRS §§ 25-15-101 to -217)]</b>   |   |      |   |
| MISCELLANEOUS UNITS   | 6 CCR 1007-3, 264,<br>Subpart X<br>[40 CFR 264, Subpart X]  | A    | These standards are being listed as ARARs in the event that a miscellaneous unit is selected for the treatment of hazardous waste pursuant to the CMS/FS process.   |
| <ul style="list-style-type: none"> <li>• Environmental Performance Standards <ul style="list-style-type: none"> <li>- Groundwater and Subsurface Protection</li> <li>- Surface Water, Wetland and Surface Soil Protection</li> <li>- Air Protection</li> </ul> </li> <li>• Monitoring, Analysis, Inspection, Response, Reporting, and Corrective Action</li> <li>• Post-Closure Care</li> </ul> | .601<br><br>.602<br><br>.603                                |      |   |
| AIR EMISSION STANDARDS FOR PROCESS VENTS  | 6 CCR 1007-3, 264,<br>Subpart AA<br>[40 CFR 264 Subpart AA] | A    | These standards will be incorporated into the design of process vents associated with distillation, fractionation, thin-film evaporation, solvent extraction, or air or steam stripping operations that manage hazardous wastes with organic concentrations of at least 10-ppm (by weight). |
| <ul style="list-style-type: none"> <li>• Standards: Process Vents</li> <li>• Standards: Closed-Vent Systems and Control Devices</li> <li>• Test Methods and Procedures</li> <li>• Record Keeping Requirements</li> <li>• Reporting Requirements</li> </ul>  | .1032<br>.1033<br>.1034<br>.1035<br>.1036                   |      |   |

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| <b>AIR EMISSION STANDARDS FOR EQUIPMENT LEAKS</b>   | 6 CCR 1007-3, 264,<br>Subpart BB<br>[40 CFR 264, Subpart BB]  | A    | These standards will be incorporated into the design of remediation equipment that contains or contacts hazardous wastes with organic concentrations of at least 10 percent by weight excluding equipment that is in vacuum service. |
| <ul style="list-style-type: none"> <li>Standards: Pumps in Light Liquid Service</li> <li>Standards: Compressors</li> <li>Standards: Pressure Relief Devices in Gas/Vapor Service</li> <li>Standards: Sampling Connecting Systems</li> <li>Standards: Open-Ended Valves or Lines</li> <li>Standards: Valves in Gas/Vapor or Light Liquid Service</li> <li>Standards: Pumps and Valves in Heavy Liquid Service, Pressure Relief Devices in Light or Heavy Liquid Service, Flanges, and Other Connectors</li> <li>Standards: Closed-Vent Systems and Control Devices</li> <li>Alternative Standards for Valves in Gas/Vapor Service or in Light Liquid Service: Percentage of Valves Allowed to Leak</li> <li>Alternative Standards for Valves in Gas/Vapor Service or in Light Liquid Service: Skip Period Leak Detection and Repair</li> <li>Test Methods and Procedures</li> <li>Record Keeping Requirements</li> <li>Reporting Requirements</li> </ul> | <ul style="list-style-type: none"> <li>.1052</li> <li>.1053</li> <li>.1054</li> <li>.1055</li> <li>.1056</li> <li>.1057</li> <li>.1058</li> <li>.1060</li> <li>.1061</li> <li>.1062</li> <li>.1063</li> <li>.1064</li> <li>.1065</li> </ul> |      |  |
| <b>CONTAINMENT BUILDINGS</b>  | 6 CCR 1007-3, 264,<br>Subpart DD<br>[40 CFR 264 Subpart DD]   | A    | These standards will be incorporated into the design of a containment building that is built to facilitate the management of hazardous remediation waste.  |
| <ul style="list-style-type: none"> <li>Design and Operating Standards</li> <li>Closure and Post-Closure Care</li> </ul>   | .1101<br>.1102  |      |  |

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| Requirement   | Citation  | Type | Comment  |
|---|---|------|--|
| <b>SOLID WASTE DISPOSAL ACT (aka: Resource Conservation and Recovery Act) [42 USC § 6901 et. seq.]<br/>SUBTITLE C: HAZARDOUS WASTE MANAGEMENT [Colorado Hazardous Waste Act (CRS §§ 25-15-101 to -217)]</b>   |   |      |  |
| AIR EMISSION STANDARDS FOR TANKS, SURFACE IMPOUNDMENTS, AND CONTAINERS (PROPOSED)   | CFR 264, Subpart CC   | A    |  |
| IDENTIFICATION AND LISTING OF HAZARDOUS WASTE   | 40 CFR 267  | A    | Waste management plans will be developed to ensure compliance with the specific classes of hazardous waste (e.g., Recyclable Materials Used In a Manner Constituting Disposal, Burning for Energy Recovery, Recyclable Materials Utilized for Precious Metal Recovery, and Spent Lead-Acid Batteries Being Reclaimed) identified in this regulation. |
| LAND DISPOSAL TREATMENT STANDARDS   |   | A    | Waste management plans will be developed to ensure compliance with the Land Disposal Restrictions. The performance requirements for hazardous waste treatment systems will be based on the LDR Treatment Standards contained in Subpart C.   |
| <ul style="list-style-type: none"> <li>• General</li> <li>• Prohibitions on Land Disposal</li> <li>• LDR Treatment Standards <ul style="list-style-type: none"> <li>— Treatment Standards Expressed as Concentrations in Waste Extract</li> <li>— Treatment Standards Expressed as Specified Technologies</li> <li>— Treatment Standards Expressed as Waste Concentrations</li> <li>— Variance from Treatment Standard</li> </ul> </li> <li>• Prohibition on Storage of Restricted Waste</li> </ul> | 6 CCR 1007-3, 268<br>[40 CFR 268]<br>6 CCR 1007-3, 268,<br>Subpart A<br>[40 CFR 268, Subpart A]<br>6 CFR 10007-3, 268,<br>Subpart C<br>[40 CFR 268, Subpart C]<br>6 CFR 10007-3, 268,<br>Subpart D<br>[40 CFR 268, Subpart D]<br><br>6 CCR 1007-3, 268,<br>Subpart E<br>[40 CFR 268, Subpart E] |      |  |

| Requirement  | Citation   | Type | Comment  |
|--|--|------|--|
| <b>SOLID WASTE DISPOSAL ACT (AKA: RESOURCE CONSERVATION AND RECOVERY ACT) [42 USC § 6901 ET. SEQ.]</b><br><b>SUBTITLE D: STATE OR REGIONAL SOLID WASTE PLANS</b><br><b>COLORADO SOLID WASTE SITES AND FACILITIES [6 CCR 1007-2, PART 1]</b>  |  |      |  |
| <b>CLOSURE AND POST-CLOSURE</b> <ul style="list-style-type: none"> <li>• Minimum Standards <ul style="list-style-type: none"> <li>- Closure of Solid Waste Disposal Sites and Facilities</li> </ul> </li> <li>- Post-Closure Care and Maintenance Standards</li> <li>• Standards for Solid Waste Disposal Landfill Sites and Facilities <ul style="list-style-type: none"> <li>- Closure</li> <li>- Post-Closure Care and Maintenance</li> </ul> </li> </ul> | 6 CCR 1007-2, Part 1,<br>Section 2.5.1 to 2.5.9<br>[40 CFR 258.60 (a)-(h)]<br><br>6 CCR 1007-2, Part 1,<br>Section 2.6.1 to 2.6.2<br>[40 CFR 258.61 (a)-(e)]<br><br>6 CCR 1007-2, Part 1,<br>Section 3.5.1 to 3.5.8<br>[40 CFR 258.60 (a)-(h)]<br><br>6 CCR 1007-2, Part 1,<br>Section 3.6.1 to 3.6.3<br>[40 CFR 258.61 (a)-(e)] | A    | These regulations have been identified as potential ARARs with respect to closure of solid waste disposal sites. |

| Requirement  | Citation      | Type | Comment |
|--|---------------|------|---------|
| SOLID WASTE DISPOSAL ACT (aka: Resource Conservation and Recovery Act) [42 USC § 6901 et. seq.]<br>SUBTITLE I: REGULATION OF UNDERGROUND STORAGE TANKS [CRS §§ 8-20-501 to -608; CRS §§ 25-18-101 to -109] |               |      |         |
| UNDERGROUND STORAGE TANK REQUIREMENTS  | 7 CCR 1101-14 | A    |         |

| Requirement  | Citation              | Type | Comment   |
|--|-----------------------|------|---|
| <b>TOXIC SUBSTANCES CONTROL ACT (TSCA) [15 USC 2601 et seq.]</b>   |                       |      |   |
| <b>LABELING OF PCBs AND PCB ITEMS</b>  | 40 CFR 761.40 and .45 | A    |   |
| <b>DISPOSAL REQUIREMENTS</b> <ul style="list-style-type: none"> <li>• Liquid, Non-liquid PCB Waste</li> <li>• PCB Articles</li> <li>• PCB Containers</li> <li>• Spills</li> <li>• Testing Procedures</li> </ul>  | 40 CFR 761.60         | A    | Waste management plans will be developed to ensure compliance with the specific requirements for PCB waste identified in this regulation.         |
| <b>STORAGE REQUIREMENTS FOR PCBs</b> <ul style="list-style-type: none"> <li>• Time Limits</li> <li>• Facility Criteria</li> <li>• Temporary Storage</li> <li>• Inspections</li> <li>• Container Specifications</li> <li>• Marking</li> <li>• Laboratory Sample Exemption From Manifesting</li> </ul> | 40 CFR 761.65         | A    |   |
| <b>INCINERATION</b> <ul style="list-style-type: none"> <li>• Liquid PCBs</li> <li>- Operating Requirements</li> <li>• Nonliquid PCBs</li> </ul>  | 40 CFR 761.70         | A    | These regulations would only be ARARs for the construction and operation of an onsite PCB incinerator; it is envisioned that this will not occur. |

| Requirement   | Citation                           | Type | Comment  |
|---|------------------------------------|------|--|
| <b>TOXIC SUBSTANCES CONTROL ACT (TSCA) [15 USC 2601 et seq.]</b>  |                                    |      |  |
| <b>CHEMICAL WASTE LANDFILLS</b>   |                                    |      |  |
| <ul style="list-style-type: none"> <li>• Technical Requirements <ul style="list-style-type: none"> <li>- Soils</li> <li>- Synthetic Membrane Liners</li> <li>- Hydrologic Conditions</li> <li>- Flood Protection</li> <li>- Topography</li> <li>- Monitoring Systems</li> <li>- Leachate Collection</li> </ul> </li> </ul>  | 40 CFR 761.75                      | A    | These regulations would only be ARARs for the construction and operation of an onsite PCB disposal cell; it is envisioned that this will not occur.                            |
| <b>DECONTAMINATION</b> <ul style="list-style-type: none"> <li>• Containers</li> <li>• Movable Equipment</li> </ul>  | 40 CFR 761.79                      | A    |  |
| <b>PCB SPILL CLEANUP</b> <ul style="list-style-type: none"> <li>• Requirements for PCB Spill Cleanup <ul style="list-style-type: none"> <li>- Disposal of Cleanup Debris and Materials</li> <li>- Determination of Spill Boundaries</li> <li>- Spills of &lt;500 ppm PCBs, Involve &lt;1 lb of PCBs by wt.</li> <li>- Spills of ≥500 ppm PCBs, Involve ≥1 lb of PCBs by wt.</li> <li>- Time Limits and Actions Within the First 24 Hours</li> <li>- Requirements for Decontaminating Spills in Outdoor Electrical Substations</li> <li>- Requirements for Decontaminating Spills in Restricted Access Areas</li> <li>- Sampling Requirements</li> </ul> </li> </ul> | 40 CFR 761<br><br>.125<br><br>.130 | TBC  | 40 CFR 761 Subpart G is entitled PCB Spill Cleanup Policy and thus many of the sections in Subpart G, specifically for spills after May 4, 1987, are "to be considered" (TBC). |

## **APPENDIX K**

### **SUMMARY OF RISK ASSESSMENT METHODOLOGY FOR RFETS**

#### **1.0 HUMAN HEALTH RISK ASSESSMENT METHODOLOGY**

A site-specific HHRAM was developed that differs from standard CERCLA guidance in some respects. The methodology has been documented in the draft Human Health Risk Assessment Methodology for RFETS (DOE, 1995b). The risk assessment methodology also includes the conservative screen, developed by the CDPHE and agreed to by the DOE, to ensure that the requirements of the RCRA are met. Several risk assessments for former OUs have been produced using this methodology. In the future, it is likely that it will be used for screening level risk assessment and as the basis for the CRA.

The HHRAM process, including the conservative screen, is shown in Figure K-1. Each step in the HHRAM process is done in consultation with the agencies and documented by a technical memorandum. Step 1 is the evaluation of data to determine if sufficient data of appropriate quality are available to perform a risk assessment or screen. Step 2 is the selection of potential chemicals of concern (PCOCs). Site data for inorganics and radionuclides have been compared to background values, using a battery of statistical test designed by Gilbert, and accepted for use at RFETS by the DOE and the agencies. If the analyte was indicated to be above background by any of the tests it was considered a PCOC. This is a time consuming, costly, and statistically unsound (increased probability of a Type I error) process. For future risk assessments the Gilbert methodology will be treated as a statistical toolbox. The most appropriate test will be selected from the Gilbert toolbox for each analyte (inorganics and radionuclides) that has a maximum concentration greater than the background mean plus two standard deviations (M2SD). The selection of the statistical test will be a balance of the data characteristics (e.g., number of nondetects, distribution of data) of the analyte. A description of the statistical tests and their use is given in Attachment 1. All detected organics are considered to be PCOCs.

The RFCA changed the emphasis for environmental remediation to investigation, evaluation, and remediation of IHSSs and AOCs, instead of an OU by OU basis. The PCOC selection process will likely be applied to a particular source or associated sources grouped as an AOC. Fewer samples may be available for statistical analysis due to the change in emphasis to source areas. It will be very important that a sufficient number of samples be available for application of the Gilbert toolbox. After the determination of PCOCs, the conservative screen is applied to the data and the baseline risk assessment may be started.

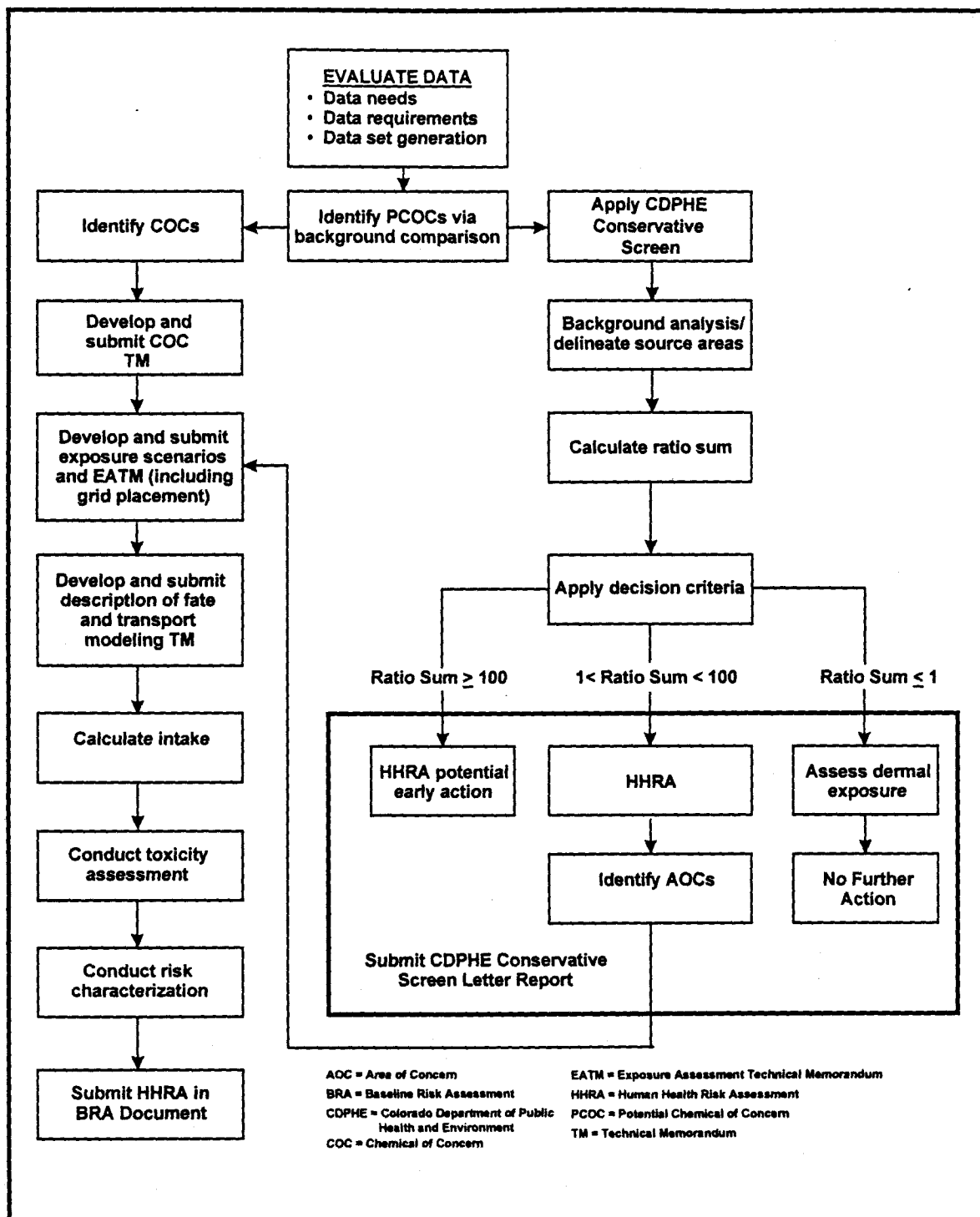


Figure K-1 Human Health Risk Assessment Methodology

## **1.1 CONSERVATIVE SCREEN**

The conservative screen was accepted for use at the RFETS in May (DOE, 1994a). The purpose of the conservative screen is to help determine if a particular site is a candidate for no action, accelerated action, or further evaluation through the BRA process. The conservative screen is the basis of the NFA decision criteria presented in Attachment 6 of RFCA. A site that passes the conservative screen is a candidate for NFA status and free release with no land use restrictions.

The screen also provides methodologies for identifying source areas and grouping them into AOCs. The process is shown in Figure K-2. The conservative screen uses the residential PPRGs to calculate the ratios used in the decision criteria (DOE, 1995a). A letter report is submitted to the agencies to document the results.

## **1.2 CHEMICALS OF CONCERN**

The next step in the HHRAM process is the selection of COCs. The selection process, as agreed to by the DOE and the agencies, is shown in Figure K-3.

The COCs have been selected on an OU-wide basis and then applied to each AOC within the OU. Now COC selection will often be done for single sources or sources grouped as an AOC as a result of an action level screen. It is very important that sufficient data be available for this analysis. The COC selection process for the CRA should be based on the present methodology, with COCs selected separately for the two site OUs (Buffer Zone and Industrial Area). The COCs are selected in consultation with the agencies and a TM is submitted to document the results.

## **1.3 EXPOSURE SCENARIOS AND PARAMETERS**

Exposure scenarios and associated exposure factors, developed during negotiations among the DOE, the EPA, and the CDPHE, were transmitted to the agencies in June 1995 (DOE, 1995b). The exposure factors have been used in several BRAs for specific OUs (OUs 2, 3, 4, 5, and 6). The EPA and the CDPHE have accepted all of the exposure factors with the exception of the fraction ingested from contaminated source for the central tendency residential exposure by soil ingestion and the chemical-specific values for the soil ingestion matrix effect (EPA/CDPHE 1995). Chemical specific soil ingestion matrix values must be submitted to the agencies for approval before being used.

The two exposure scenarios to be used in the CRA to evaluate the on-Site risks and hazards to human health from environmental contamination under the RFCA will be the open-space recreational receptor for the BZ and the office worker for the IA. Off-Site risks and hazards will be evaluated using the residential scenario. Other scenarios may be evaluated in the CRA if agreed to by the DOE, EPA, and CDPHE.

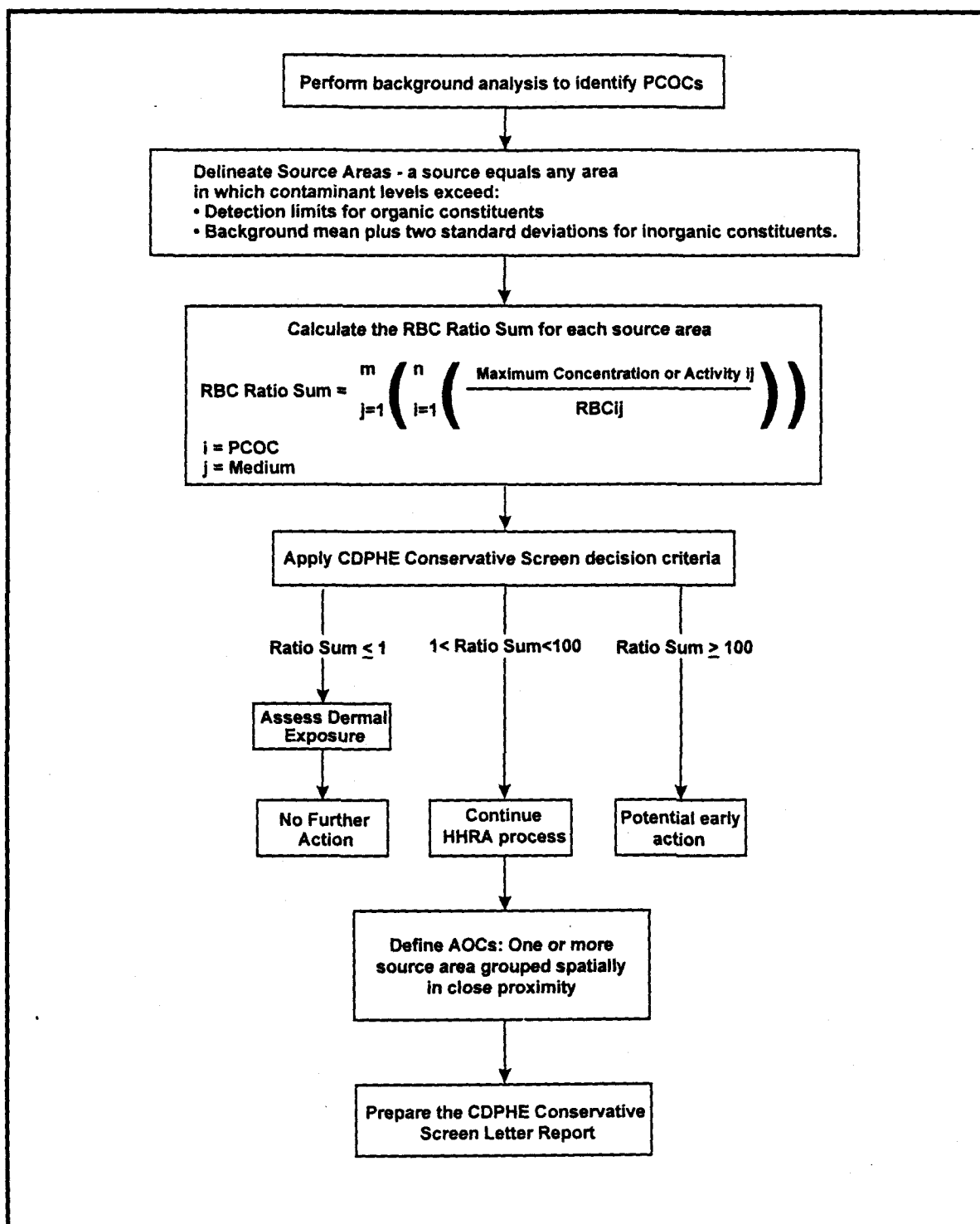


Figure K-2 CDPHE Conservative Screen

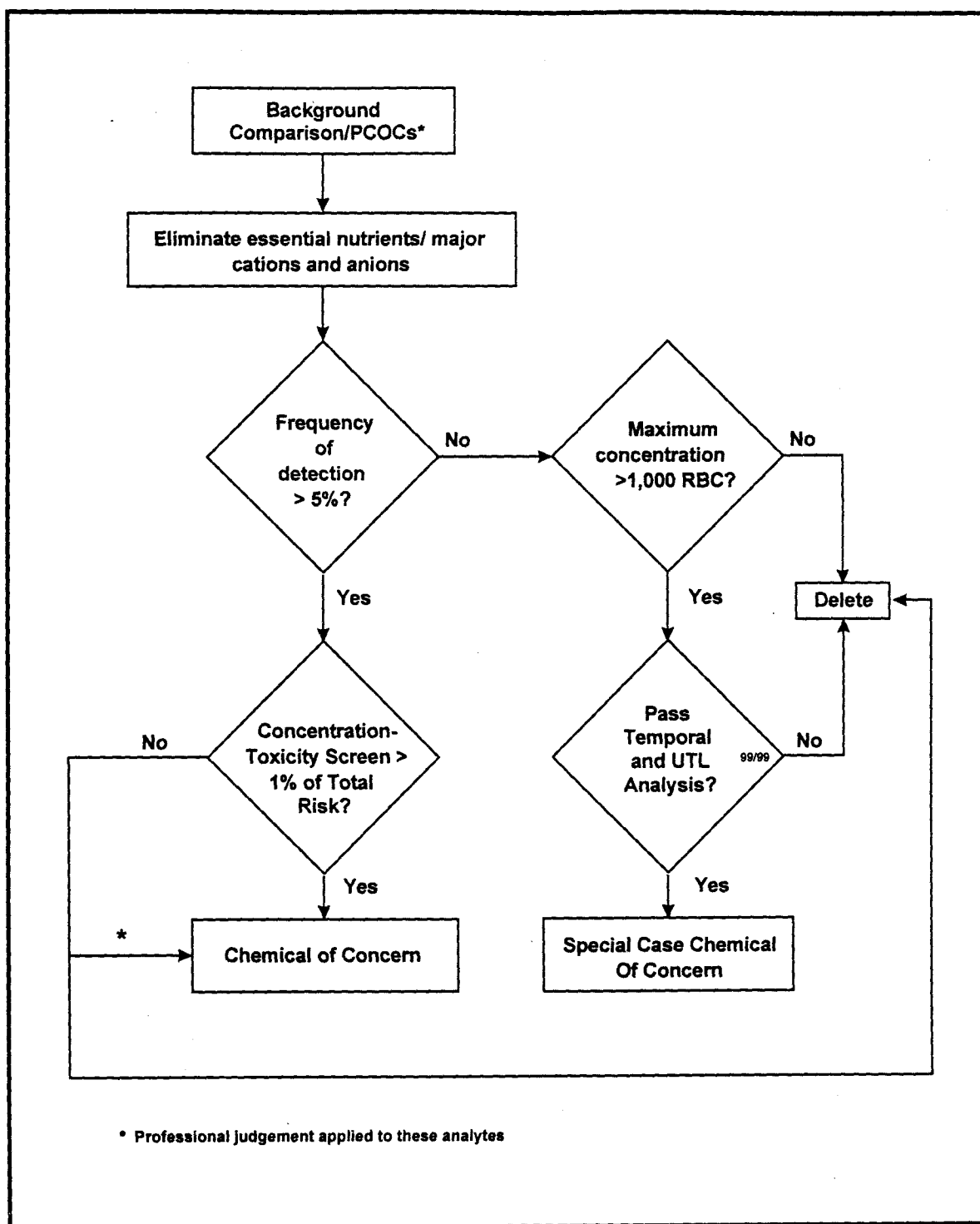


Figure K-3 Chemical of Concern Identification

## 1.4 RISK CHARACTERIZATION

Exposure concentrations and risks will be calculated in accordance with EPA guidance (EPA, 1989a) as documented in the HHRAM (DOE, 1995b). Both radiological risk and dose will be estimated. Radiological doses will be calculated using methods and parameters employed for development of the ALF.

## 1.5 ECOLOGICAL RISK ASSESSMENT

Protection of ecological as well as human receptors is a central goal under CERCLA and the RFCA. The methodology for quantifying possible adverse effects to ecological receptors is similar to that for human receptors. A sitewide ERAM was developed that is consistent with the EPA's eight-step guidance (draft) on conducting ERAs at Superfund sites (EPA, 1994b). This methodology has been used for ecological risk assessments for the Walnut Creek and Woman Creek watersheds at RFETS (DOE, 1996c). The screening portion of this site-specific guidance is shown in Figure K-4 as described in the following documents:

- *ERAM Technical Memorandum, Sitewide Conceptual Model* (DOE, 1996a) helps identify environmental stressors and the potentially complete exposure pathways that will become the focus of the ERA.
- *ERAM Technical Memorandum, Ecological Chemicals of Concern Screening Methodology* (DOE, 1996b) describes a tiered screening process for identifying chemicals at potentially ecotoxic concentrations.

The purpose of a screening-level ERA is to detect whether a significant ecological threat exists in a geographic area. After PCOCs have been determined for a geographic area, risks are estimated by comparing maximum analyte concentrations with screening-level ecotoxicity benchmarks, with the subsequent generation of hazard quotient (HQ) values. The HQ is the result of the exposure estimate divided by the benchmark. This step is used to evaluate whether the preliminary screening is adequate to determine the presence of an ecological threat. If none of the PCOCs are present at ecotoxic concentrations, the site is considered to present a negligible or de minimis risk and a more detailed quantitative risk assessment is not warranted (EPA, 1994b). If a given IHSS or source area fails to pass the ERA screen ( $HQ > 1$  for any analyte), the data are evaluated in more detail. This includes a much more comprehensive evaluation of exposure pathways and a more accurate method for estimating exposure than a screening-level ERA. The exposure estimation includes methods that account for factors which modify the frequency, duration, and intensity of contact between a receptor and the contaminated media. This evaluation results in a list of chemicals that are subjected to more detailed analysis in the ecological risk characterization.

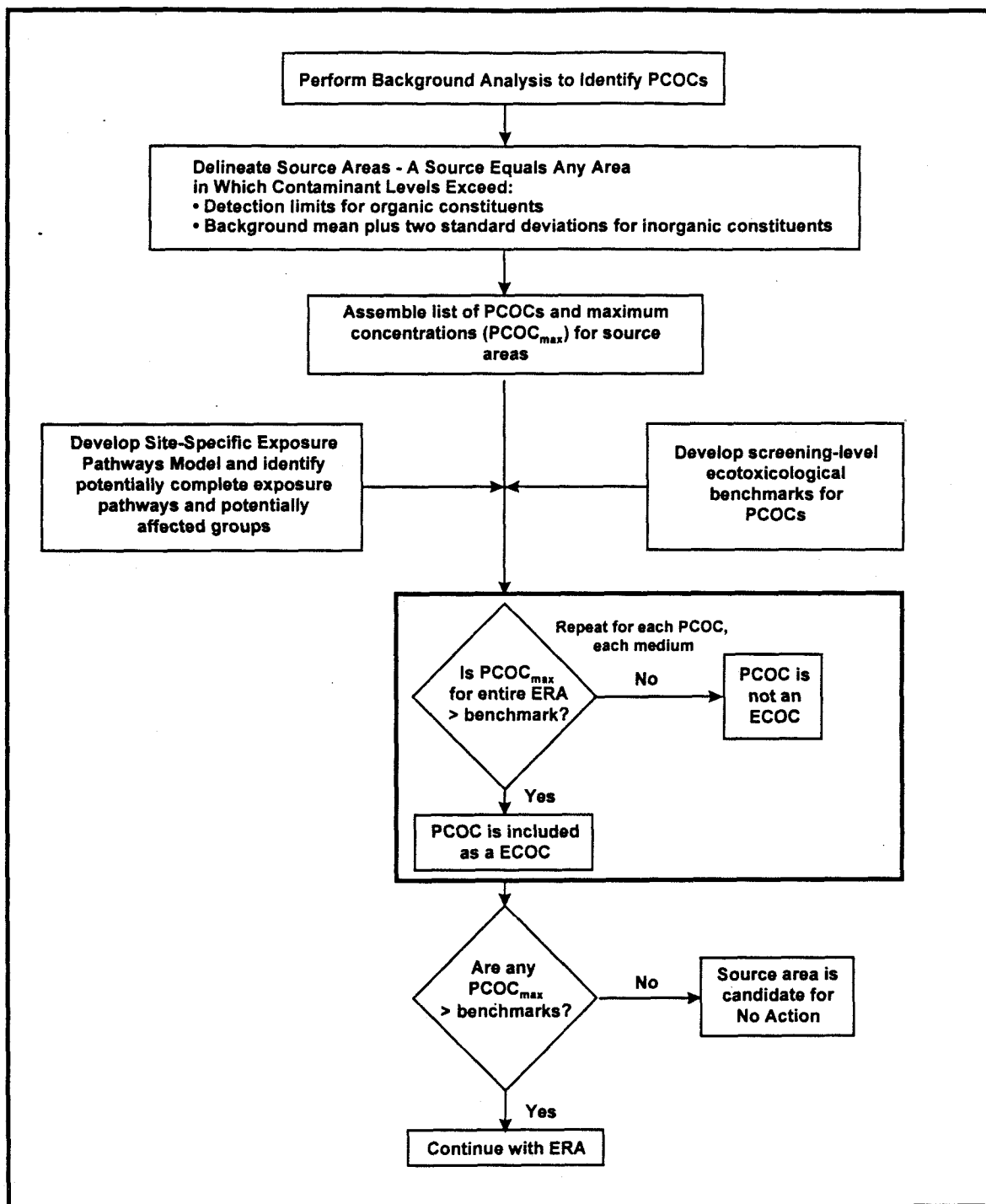


Figure K-4 Screening-Level ERA

The characterization in the ERA integrates the exposure assessment and the effects assessment. It includes a description of risk in terms of the assessment endpoints, a discussion of the ecological significance of the effects, a summary of the overall confidence in the ERA, and a discussion of possible risk management strategies. The ERA performed for the Walnut Creek and Woman Creek watersheds will form the basis for the Ecological component of the CRA (DOE, 1996c).

## **ATTACHMENT 1**

### **BACKGROUND COMPARISON (Adapted from Chromec et al., 1995)**

Analytical results for metals, radionuclides, water-quality parameters, and selected organics, if appropriate, are compared to the chosen background data using one of five of the following five statistical tests.

**Lognormal Upper Tolerance Level (UTL99/99)** Each result is compared to the background 99% UTL on the 99th percentile of background. This hot measurement test assures that no hot spots in an area of concern are overlooked. If one or more measurements exceed the UTL99/99 the analyte is considered a PCOC pending application of professional judgment. UTLs cannot be reliably calculated for analytes with a very high rate (> 80%) of nondetects.

**The Slippage Test** This is a rapid screening test. The Slippage test is a nonparametric test and can be used for all data distributions. The test should not be used if the highest value in the data set is a nondetect. If the number of site measurements that exceed the background maximum value are greater than a critical number obtained from the appropriate table, then the analyte may be a PCOC.

**The Quantile Test** This is also a rapid screening, nonparametric test and can be used with all data distributions. If the number of site results that are among the largest  $r$  (number selected from a table of values) measurements exceeds a predetermined number, it may be concluded that the analyte is a PCOC. The test should only be used there are no nondetects among the largest measurements of the combined background and site data sets. A p-value of 0.05 or less is considered to indicate a significant difference from background concentrations.

**The Gehan Test (nonparametric ANOVA)** The Gehan test is a nonparametric test that can be used when multiple detection levels are present. It is applied without replacing nondetect values. The data are ordered, ranked and scored. A "Z" statistic is calculated and compared to values from a table at a chosen p-value. A p-value of 0.05 or less is considered to indicate a significant difference from background concentrations. Gilbert did not feel that the performance of this test had been sufficiently determined and suggested that it be evaluated at the earliest possible time.

**The Student's t Test** This is a common parametric test for determining if the means of two populations are different. The t test is the preferred test when the background and site data are normally and independently distributed, with equal variances and no nondetects. The test is applied on populations with at least 20 observations and less than 20% nondetects. A p-value of 0.05 or less indicates a significant difference between means.

Analytes with greater than 80% nondetects cannot be compared using statistical tests, and test results for analytes having 50-80% nondetects should be reviewed with caution.

If the selected statistical test indicates a statistical difference above background levels and it has been applied appropriately, the chemical will be considered a PCOC. Professional judgment will also be used to retain or eliminate chemicals. Graphics may be used to support such decisions.

**Professional Judgment** Professional judgment is narrowly defined. It can be used to include a chemical that did not appear to be significantly different from background based on the results of the statistical test, but for which there exists a preponderance of historical data suggesting that the chemical may have been released to the environment in significant quantities. Professional judgment can also be applied to exclude a chemical for which at least one of the statistical tests was significant, but the difference from background can be explained by spatial, temporal, or pattern-recognition concepts.

Professional judgment may also determine that there was an invalid application of the statistical tests; distributional assumptions were violated or nondetect rates were so high that the statistical tests actually compared replacement values; making the test results highly suspect or meaningless. The statistical comparison of data sets where one or both data sets have high nondetect rates or high value nondetects may be an invalid use of the statistical tests (Gilbert and Simpson 1992). For RFETS, various reports (DOE 1993a, 1994; and others) have used 80 percent as the cut-off value for nondetects. However, there is inherent uncertainty in statistical test results that are produced using data sets with greater than 50 percent nondetects.

Other potential pitfalls in the application of statistical tests include violation of distributional assumptions, variance assumptions, data independence assumptions. If such assumptions are violated, the results of such statistical tests are suspect. If the results are accepted as valid, the PCOCs identified continue through the COC selection process.

## **APPENDIX L**

### **Action Levels for Radionuclides in Soils**

Appendix L, Action Levels for Radionuclides in Soils, provides the technical basis for the development of the enforceable action levels for radionuclides in soil as defined in Attachment 5 to the Rocky Flats Cleanup Agreement.

**ACTION LEVELS FOR RADIONUCLIDES IN SOILS  
FOR THE  
ROCKY FLATS CLEANUP AGREEMENT**

**FINAL**

**US DEPARTMENT OF ENERGY  
US ENVIRONMENTAL PROTECTION AGENCY  
COLORADO DEPARTMENT OF PUBLIC HEALTH AND THE ENVIRONMENT**

**OCTOBER 31, 1996**

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## ACRONYMS

|         |   |
|---------|---|
| ALARA   | As Low As Reasonably Achievable   |
| ALF     | Action Levels and Standards Framework for Surface Water, Ground Water and Soils |
| ANL     | Argonne National Laboratory   |
| CAB     | Citizens Advisory Board   |
| CDPHE   | Colorado Department of Public Health and the Environment                        |
| CERCLA  | Comprehensive Environmental Response, Compensation and Liability Act            |
| CFR     | Code of Federal Regulations   |
| DCF     | Dose Conversion Factor  |
| DOE     | US Department of Energy   |
| EPA     | US Environmental Protection Agency  |
| GI      | Gastrointestinal  |
| ICRP    | International Commission on Radiological Protection                             |
| MCL     | Maximum Contaminant Level   |
| NESHAPS | National Emission Standards for Hazardous Air Pollutants                        |
| NRC     | US Nuclear Regulatory Commission  |
| RFCA    | Rocky Flats Cleanup Agreement   |
| RFETS   | Rocky Flats Environmental Technology Site                                       |
| RME     | Reasonable Maximum Exposure   |
| SCM     | Site Conceptual Model   |

## EXECUTIVE SUMMARY

### INTRODUCTION

During the Rocky Flats Cleanup Agreement (RFCA) negotiations, the Action Levels and Standards Framework for Surface Water, Ground Water and Soils (ALF) Working Group realized that setting soil action levels and cleanup standards for radionuclides was a complex process and could not be completed before public notice of the draft RFCA. The RFCA Attachment 5 states that "The parties commit to expeditiously convene a working group to determine the derivation and application of the 15 mrem per year level as well as the derivation and potential application of the 75 mrem per year level." This summary explains the consensus recommendation of that Working Group.

The Working Group convened in early March 1996 and was composed of personnel from the Department of Energy (DOE), the Environmental Protection Agency (EPA), the Colorado Department of Public Health and Environment (CDPHE) and Kaiser-Hill, L.L.C. The Working Group agreed that its charter was to develop technically defensible standards which will not exceed the 15/75 mrem per year dose limits in ALF. The Working Group recognized that the 15/75 requirement was based on EPA's draft 40CFR196, Radiation Site Cleanup Regulations, which were intended for the release of government property. Because the RFCA preamble and the Rocky Flats Vision identify future land uses for the RFETS, which exclude release of government property and permit no residential land use, pertinent sections of the draft regulation were used as guidance for the Working Group.

Radiation dose was chosen as the primary criterion for assessing radionuclide action levels. The ALF called for the consideration of both radiation dose assessment and radiation risk assessment by the working group in making its recommendations. The use of radiation dose

to develop action levels is consistent with EPA's draft 40CFR196, Nuclear Regulatory Commission decommissioning requirement, DOE Order 5400.5, "Radiation Protection of the Public and the Environment", and DOE's proposed 10CFR834. Since these regulations are all radiation dose based, this is compelling evidence that the radiation protection community is recommending the use of radiation dose to limit environmental levels of radionuclides. In addition, the preamble to draft 40CFR196 compares the risks associated with remediation, transportation and disposal of contaminated soils against the risks of leaving contaminated soils in place at the 15/75 mrem per year dose limit. EPA concluded that the use of a 15/75 mrem dose limit to establish action levels is protective of the public. Furthermore, the dose assessment process incorporates all pertinent facets of EPA's CERCLA risk assessment process. The radionuclide working group agrees with the EPA draft regulation and is recommending the use of a radiation dose basis.

To translate the radiation dose requirements into soil action levels, it is necessary to first model radionuclide transport within the environment to a human receptor and then assess the receptor's radiation dose. The "RESRAD" computer code was chosen to model this complex process. RESRAD was specifically developed to calculate the radiation dose to an individual and also to derive action levels for radionuclides in soil. RESRAD has been verified and validated for use in assessing radioactive material in soils. An asset of the RESRAD code is its capability to assess contaminant transport to a human receptor in air, surface water, ground water and unsaturated zone soils over the 1,000 year modeling period as specified in the draft EPA regulation. This makes it possible to calculate radiation dose and action levels over any applicable exposure routes (e.g., ingestion, inhalation and external irradiation pathways) for a given receptor. RESRAD also has the capability to model multiple exposure scenarios (e.g., residential, open space and office worker) and to assess radioactive daughter products over the 1,000 year modeling period. The radionuclide working group recommends the use of RESRAD in calculating action levels for the RFETS.

## **SITE CONCEPTUAL MODEL**

There are two separate soil types that need to be assessed at the RFETS: surface soils and subsurface soils. Surface soils are defined in the ALF from the surface to a depth of 15 cm. Consistent with the RFCA preamble and the Rocky Flats Vision, ALF specifies that surface soil action levels would be derived using an open space exposure scenario in the buffer zone and an office worker exposure scenario in the industrial area. Subsurface soils are defined in the ALF from a depth of 15 cm to the top of the ground water table. Per the ALF, subsurface soil action levels are protective of surface water standards through ground water transport of contaminants to surface water. Ground water is not considered a potential drinking water source at RFETS as prescribed in the RFCA preamble and the Rocky Flats Vision.

Per the RFCA preamble and the Rocky Flats Vision, institutional controls may be applied at RFETS. Use of institutional controls may be considered under EPA's draft 40CFR196 when releasing a site. EPA's draft regulation states that any radioactive material in surface soils shall not impart an annual radiation dose to the appropriate human receptor (e.g. an open space receptor in the buffer zone or an office worker receptor in the industrial area) in excess of 15 millirem. Since radiation dose is being examined for a 1,000 year time period, the draft EPA regulation conservatively assumes that institutional controls fail in the future and that a hypothetical resident moves onto the site. Due to the long lived nature of radionuclides at Rocky Flats, the working group is recommending the assessment of a hypothetical future resident. This recommendation was a conscious decision by the working group despite the guidance in the vision which provides for no future residential uses. The annual radiation dose received by this hypothetical future resident will not exceed 85 millirem (Note: The annual radiation dose for this hypothetical individual in EPA's draft 40CFR196 recently changed from 75 mrem to 85 mrem).

There are two action levels that need to be calculated for surface soils. Tier I action levels are numeric levels that, when exceeded, trigger an evaluation, remedial action and/or management action, given the presence of institutional controls. Tier II action levels are numeric levels that, when met, do not require remedial action and/or institutional controls. The final action levels were derived by examining both the hypothetical future resident action levels and the action levels based on the most appropriate land use and then choosing the most conservative action level. The radionuclide working group recommends adopting the Tier I and Tier II methodology outlined in the "Action Levels and Standards Framework for Radionuclides in Surface Water, Groundwater and Soils (ALF)." Proposed modifications to ALF and a discussion of put-back levels can be found in the document entitled, "Modifications to the Action Levels and Standards Framework." Table ES-1, "Tier I & II Soil Action Levels," outlines the Tier I and Tier II action levels being recommended by the radionuclide working group. The working group is recommending that the hypothetical future resident exposure scenario at the 85 mrem level be the Tier I action level for surficial soils in the buffer zone. The working group is also recommending that the office worker exposure scenario at the 15 mrem level be the Tier I action level for surficial soils in the industrial area. Further, the working group is recommending that the Tier II action level be the hypothetical future resident exposure scenario at the 15 millirem level.

Per the ALF, subsurface soil action levels must be protective of surface water standards through the transport of contaminants in ground water. The ALF requires that subsurface soil action levels be based on the leaching of contaminants to ground water, such that the ground water levels are protective of surface water standards. This concept was discussed by the radionuclide working group and not recommended for use at RFETS. Since the subsurface soils at RFETS are highly heterogeneous, it is not currently possible to accurately model radionuclide transport in these subsurface soils. Therefore, the radionuclide working group currently recommends a conservative approach by applying the Tier I and Tier II surface soil action levels to the subsurface soils. In addition, subsurface soil leaching of radionuclides to

ground water is currently being investigated at the RFETS. If an accurate subsurface soil leaching model can be developed for RFETS in the future, and is agreed upon by the RFCA parties, the current working group recommendations may need to be updated.

### **RESRAD INPUT PARAMETERS**

In the RESRAD computer code, there are approximately seventy different inputs that were discussed and agreed upon by the radionuclide working group for each exposure scenario. Site-specific values were chosen for these inputs whenever possible so that the action levels could be tailored to RFETS. If a site-specific value was not available, the RESRAD default input was used. The RESRAD code was used to evaluate the office worker exposure scenario, the open space exposure scenario and the hypothetical future resident exposure scenario over the 1,000 year modeling period.

### **RECOMMENDATIONS**

The working group recommends that the hypothetical future resident exposure scenario at the 85 mrem level be the Tier I action level for surficial soils in the buffer zone. The working group also recommends that the office worker exposure scenario at the 15 mrem level be the Tier I action level for surficial soils in the industrial area. Further, the working group is recommending that the Tier II action level for the entire site be the hypothetical future resident exposure scenario at the 15 millirem level. Soils with levels of radionuclides at or below the Tier II action level do not require remedial action and/or institutional controls. Although direct exposure to subsurface soils is not anticipated for the hypothetical future resident, open space or office worker exposure scenarios, the radionuclide working group currently recommends conservatively applying the Tier I and Tier II surface soil action levels to the subsurface soils. This subsurface soil recommendation may be updated in the future.

Table ES-1 outlines these Tier I and Tier II action levels.

This working group acknowledges that in the future, new regulations, different guidance, improved calculation methods and models and better input parameters will likely become available. As this new information becomes available it will be considered in accordance with paragraph 5 of RFCA.

### **APPLICATION**

Action levels as calculated above are only applicable when a single radionuclide is found in the environment. This is not the case at RFETS. In the environment at RFETS, the uranium (U) isotopes of U-234, U-235 and U-238 are found together, and the americium (Am) and plutonium (Pu) isotopes of Am-241 and Pu-239/240 are found together. When multiple radionuclides are found in the environment, it must be ensured that the sum of the radiation doses from all radionuclides present does not exceed the action level basis (e.g., a hypothetical future resident assessed at the 15 mrem level).

The action levels for americium and plutonium together can also be calculated since the activity of Am-241 is about 18% of the Pu-239+Pu-240 (Pu-239/240) activity in the environment (Ibrahim, 1996). Given this activity ratio, the action level for Am-241 and Pu-239/240 can be computed so that the sum of their radiation doses equals either 15 or 85 millirem to the appropriate exposure scenario. Table ES-1 includes an example of these adjusted action levels for Am-241 and Pu-239/240 if they are the only radionuclides present in soil. Since the 18% ratio actually varies in the environment, site specific data will be used to make action level comparisons. If uranium is also present in the soil, then the contribution to the radiation dose from the uranium also needs to be assessed so that the Tier I and/or Tier II action level basis is not exceeded.

## **SECTION 1**

### **INTRODUCTION**

During the Rocky Flats Cleanup Agreement (RFCA) negotiations, the Action Levels and Standards Framework for Surface Water, Ground Water and Soils (ALF) Working Group realized that setting soil action levels and cleanup standards for radionuclides was a complex process and could not be completed before public notice of the draft RFCA. Therefore a radionuclide working group was formed to undertake this task. This report discusses the formation of a radionuclide working group, the radionuclide working group's application of the 15/75 mrem methodology as outlined in the draft RFCA and the radionuclide working group's recommendations concerning radionuclide action levels in soils.

Section 2 of this report discusses the formation of the radionuclide working group along with the goals of the working group. The working group members represent the US Department of Energy (DOE), the US Environmental Protection Agency (EPA), the Colorado Department of Public Health and the Environment (CDPHE) and Kaiser-Hill (K-H) , L.L.C.

Section 3 of this report is a regulatory analysis that describes the regulatory basis for deriving radionuclide action levels in soils. Regulations promulgated by the DOE, EPA and Nuclear Regulatory Commission (NRC) are examined.

Section 4 of this report contains the site conceptual model for surface and subsurface soil assessment. The site conceptual model is the basis for the exposure scenarios used to derive action levels for soils.

Section 5 of this report discusses how the soil action levels were developed. The use of the RESRAD computer model is discussed and the action levels for all applicable exposure scenarios are given.

Appendix A of this report discusses the development of the parameter inputs to the RESRAD computer code for the hypothetical future resident exposure scenario, the open space exposure scenario and the office worker exposure scenario. RESRAD computer code outputs are also in this appendix.

Appendix B of this report discusses the expected chemical form of plutonium in the environment. The chemical form of radioactive material is significant for assessing radiation dose.

Appendix C of this report is an exposure pathway analysis. The exposure pathways applicable to the hypothetical future resident exposure scenario, the open space exposure scenario and the office worker exposure scenario are discussed and delineated.

Appendix D of this report discusses the relative importance of different isotopes of plutonium with respect to human health. The decay of plutonium, the ingrowth of daughters and plutonium toxicity are examined.

## **SECTION 2**

### **RADIONUCLIDE WORKING GROUP FORMATION AND GOALS**

The radionuclide working group convened in early March 1996 and was composed of personnel from the DOE, the EPA, the CDPHE and the K-H Team. The Working Group agreed that its charter was to determine the derivation and application of the 15 mrem per year level as well as the derivation and potential application of the 75 mrem per year level as outlined in the Rocky Flats Cleanup Agreement. The Working Group recognized that the 15/75 requirement was based on EPA's preliminary proposed 40CFR196, Radiation Site Cleanup Regulations.

The goals of the Working Group were:

- To determine and recommend radionuclide action levels for soil;
- To determine and recommend radionuclide put-back levels for soil; and
- To prepare a draft technical justification document which would explain the Working Group's recommendations.

The Working Group believes its recommendations are based on a sound technical, scientific and regulatory foundation. The Working Group has consulted with the Citizens Advisory Board (CAB), the Cities of Broomfield, Westminster, Northglenn and Thornton, and the Rocky Flats Environmental Technology Site (RFETS) expert panel on radionuclide fate and transport concerning any recommendations. Proposed modifications to ALF and a discussion of put-back levels can be found in the document entitled, "Modifications to the Action Levels and Standards Framework."

## SECTION 3

### REGULATORY ANALYSIS OF RADIONUCLIDES IN SOILS

#### 3.1 Introduction

In order to calculate action levels for radionuclides, a target radiation dose to an individual must be defined. This target radiation dose could be applicable to a current or future individual. After the target radiation dose is selected, the amount of radioactive material in the environment that corresponds to this target radiation dose can be calculated. This calculated value is the action level.

To select the target radiation dose, applicable regulations need to be reviewed so that regulatory requirements are met. Applicable regulations from the DOE, the EPA and the NRC were reviewed. The following radiation dose standards may apply to the assessment and remediation of radionuclides in the environment at the RFETS. These standards were evaluated so that the requirements of both current and proposed radiation protection standards could be assessed.

- \* DOE Order 5400.5, "Radiation Protection of the Public and the Environment."
- \* Proposed Title 10 of the Code of Federal Regulations, Part 834, "Radiation Protection of the Public and the Environment," revised August 25, 1995 (Proposed 10CFR834).
- \* Draft Title 40 of the Code of Federal Regulations, Part 196, "Radiation Site Cleanup Regulations," dated October 21, 1993 (Draft 40CFR196).
- \* Proposed Title 10 of the Code of Federal Regulations, Parts 20, 30, 40, 50, 51, 70 & 72, "Radiological Criteria for Decommissioning," dated August 22, 1994 (Proposed 10CFR-NRC).

None of the above regulations is based on assessing and remediating radioactive materials based on risk assessment. EPA is promoting this departure from risk assessment with their draft 40CFR196. Since the DOE, EPA and NRC are promulgating regulations using radiation dose to assess and remediate radioactive material in the environment, risk assessment will not be the basis for calculating action levels.

The requirements of the National Emission Standards for Hazardous Air Pollutants (NESHAPS) are not being considered to develop action levels; however, DOE is obligated to comply with the requirements of NESHAPS as long as RFETS is a DOE site. The DOE currently has a NESHAPS program in place. If monitoring detects a significant increase in emissions of radionuclides to the ambient air that may be due to radionuclides in soils, a source evaluation and mitigating action may be required. The action levels should be consistent with the NESHAPS requirements, since even the worst areas of soil contamination do not currently cause ambient air to exceed the NESHAPS standards.

### **3.2 DOE Order 5400.5**

DOE Order 5400.5 prescribes the use of a 100 millirem annual radiation dose limit as recommended by the International Commission on Radiological Protection (ICRP, 1977). This order includes a recommendation that a 30 mrem radiation dose limit be applied if the actual use of a site is being examined or if the likely future use of a site is being examined. The order states that acceptable levels of radionuclides in soil shall be derived based on an environmental pathway analysis with specific property data where available. The order further states that acceptable residual radionuclide concentrations will be derived using the RESRAD (Argonne, 1993) environmental transport and radiation dose computer code. An As Low As Reasonably Achievable (ALARA) analysis must be a part of the RESRAD

analysis. An ALARA analysis tries to reduce the radiation dose limit taking into account economic, social and technical factors.

The actual use or the likely future use exposure scenario represents the individual that could receive the largest radiation dose. For exposure scenarios considered to be less likely but plausible, the 100 millirem/year limit should not be exceeded. These exposure scenarios could include a resident, an industrial worker and/or a recreational user. Radiation dose is assessed for these exposure scenarios every year in a 1,000 year time period.

### **3.3 Proposed 10CFR834**

The provisions of DOE Order 5400.5 are currently being proposed as 10CFR834. Proposed 10CFR834 reiterates the 100 millirem per year radiation dose standard and also states that the starting point for an ALARA analysis would be 25 to 30 millirem per year. This regulation requires an environmental pathway analysis using approved models such as RESRAD to derive acceptable levels of radionuclides in the soil. With respect to exposure scenarios, 10CFR834 states that the actual and likely use scenarios and the worst plausible use scenario shall be evaluated. The requirement to evaluate the worst plausible use is only a secondary check to ensure that application of the likely use scenario does not overlook an extremely hazardous situation or a very susceptible subgroup. 10CFR834 also recommends that the dose assessment be performed for a 1,000 year time period.

### **3.4 Draft 40CFR196**

Draft 40CFR196 states that a remediation standard of 15 mrem/yr should be used at sites with radioactive material in all environmental media. This radiation dose limit would apply to sites where the future land use is either unrestricted or restricted following remediation

activities. If the land use at a site is restricted (e.g., restricting land use to open space use), the 15 mrem/year limit would apply to the restricted land use. If the land use is restricted, draft 40CFR196 also requires the assessment of the unrestricted release exposure scenario (i.e., residential exposure scenario). The radiation dose to be received by an unrestricted release exposure scenario will not exceed 75 mrem/yr (This has recently been updated to 85 mrem/yr.) so that any individual will not receive more than the ICRP recommended dose limit of 100 millirem even if land use restrictions fail in the future. An ALARA analysis is not required.

EPA performed an extensive regulatory review before promulgating draft 40CFR196. The preamble to draft 40CFR196 compares the risks associated with remediation, transportation and disposal of contaminated soils against the risks of leaving contaminated soils in place at the 15/75 mrem per year dose limit. EPA concluded that the use of a 15/75 mrem dose limit is protective of the public. EPA recognized that the dose assessment process incorporates all pertinent facets of a CERCLA risk assessment process.

A 1,000 year time period also needs to be assessed to comply with the requirements in draft 40CFR196. This requirement came from the fact that many sites contain radionuclides with very long half-lives. The use of this assessment period will ensure that the creation of decay products and the long-term integrity of any land use restrictions are adequately considered.

### **3.5 Proposed 10CFR-NRC**

The proposed NRC decommissioning regulations are directly comparable to the EPA's draft 40CFR196 regulations. The NRC uses a 15 mrem/yr radiation dose limit for both unrestricted and restricted land uses at a site just like the EPA draft standard. If a site is implementing land use restrictions, the NRC allows an individual in the future to receive a

radiation dose of 100 millirem instead of 85 millirem. The NRC uses a 1,000 year assessment period and requires that an ALARA analysis be performed.

### **3.6 Rocky Flats Cleanup Agreement Regulatory Basis**

The Radionuclide Action Levels Working Group has decided to use the draft 40CFR196, "Radiation Site Cleanup Regulations," regulations to derive action levels at the RFETS. This decision was made by the working group for the following reasons:

- \* Remediation activities at the RFETS follow EPA and State of Colorado remediation requirements as outlined in the Rocky Flats Cleanup Agreement (RFCA). For radionuclide remediation, EPA's most current regulations need to be addressed.
- \* Draft 40CFR196 is based on an extensive review of available radiation protection information.
- \* Draft 40CFR196 is expected to be promulgated in the near future.
- \* Draft 40CFR196 is not inconsistent with the requirements of DOE Order 5400.5, proposed 10CFR834 and the proposed NRC decommissioning regulations.
- \* NRC regulations do not apply to DOE facilities.

## **SECTION 4**

### **SITE CONCEPTUAL MODEL**

#### **4.1 Introduction**

The Site Conceptual Model (SCM) outlines the land uses that are expected to be present at the RFETS so that action levels can be calculated for these future land uses. The type of land use is very important since the amount of time an individual may contact radioactive material in the environment is directly related to the selected land use. This contact time is then transformed into an amount of radioactive material inhaled or ingested by the individual. Action levels are derived from the radiation dose associated with radioactive material inhaled and ingested, and from external gamma exposure.

#### **4.2 Land Uses at RFETS**

Future activities at RFETS include environmental restoration, decontamination and decommissioning, economic development and waste management. The Rocky Flats Local Impact Initiative is currently working with DOE and local development agencies to encourage business development at RFETS. The Rocky Flats Future Site Uses Working Group has also developed recommendations regarding future use of the RFETS property. Residential development at RFETS has not been recommended by this group or by other planning groups. Commercial and industrial uses of developed portions of the site are considered beneficial. Even though commercial development in undeveloped portions of the property has not been ruled out, preservation of this area as open space is consistent with DOE policy, the Rocky Flats Future Site Working Group recommendations and the Jefferson County Planning Department's recommendations. The Jefferson County Board of Commissioners has also adopted a resolution stating its support of maintaining, in perpetuity, the undeveloped buffer zone as open space (DOE, 1995). Open space use assumes no

development in these areas.

The land uses for RFETS are prescribed by the Rocky Flats Cleanup Agreement (RFCA) in the preamble to that document (RFCA, 1996). The preamble states that cleanup decisions and activities are to be based on open space use and limited industrial use at RFETS. These land uses are consistent with the direction of local government as outlined above. In the near-term condition, the inner and outer buffer zones will be managed and remediated to accommodate open space uses. At the beginning of the intermediate term condition, open space use in these areas will still be applicable. Industrial uses are applicable in the industrial area of the plant in the near and intermediate term conditions. The RFCA prescribes that specific future land uses and post-cleanup designations will be developed in consultation with local governments.

#### **4.3 Surface Soil Assessment**

To be consistent with the RFCA (RFCA, 1996), the basis for radionuclide action levels in surface soils is an open space exposure scenario in the buffer zone and an office worker exposure scenario in the industrial area of the plant. Consistent with 40CFR196, the working group agreed that the hypothetical future residential exposure scenario would also be evaluated. Although conservative, the assessment of a residential exposure scenario is inconsistent with current land use recommendations. Surface soils are defined as the top 15 cm of soil.

The open space exposure scenario assumes that an individual visits the buffer zone a limited portion of the year for recreational activities. This individual could hike on trails or wade in the creeks. This individual is assumed to be exposed to radioactive material in soils by directly ingesting the soils, by inhaling resuspended soils and by external gamma exposure

from the soils. Appendix C, "Analysis of Exposure Pathways for use in Deriving Action Levels," contains a detailed discussion on the selection of these three exposure pathways. For an account of the amount of time the open space user spends at RFETS, see Appendix A, "Parameter Justification and RESRAD Output." The action level for the open space exposure scenario is the amount of a specific radioactive material in surface soil that would impart an annual radiation dose of 15 millirem to the open space user during the 1,000 year assessment period.

The office worker exposure scenario assumes that an individual works mainly indoors in a building complex surrounded by extensive paved areas or well maintained landscaping. This individual is assumed to breath outside air and ingest soil from outside the building. This individual is assumed to be exposed to radioactive material in soils by directly ingesting the soils, by inhaling resuspended soils and by external gamma exposure from the soils. Appendix C, "Analysis of Exposure Pathways for use in Deriving Action Levels," contains a detailed discussion on the selection of these three exposure pathways. For an account of the amount of time the office worker spends at RFETS, see Appendix A, "Parameter Justification and RESRAD Output." The action level for the office worker exposure scenario is the amount of a specific radioactive material in surface soil that would impart an annual radiation dose of 15 millirem to the office worker during the 1,000 year assessment period.

The hypothetical future residential exposure scenario assumes that an individual resides at RFETS. This individual lives at RFETS all year and eats homegrown produce. This individual is assumed to breath outside air and ingest soil from outside the residence. This individual is assumed to be exposed to radioactive material in soils by directly ingesting the soils, by inhaling resuspended soils, by external gamma exposure from contaminated soil and by ingesting produce grown in contaminated soil. Appendix C, "Analysis of Exposure Pathways for use in Deriving Action Levels," contains a detailed discussion on the selection of these four exposure pathways. For an account of the amount of time the resident spends at

RFETS, see Appendix A, "Parameter Justification and RESRAD Output." The action level for the residential exposure scenario is the amount of a specific radioactive material in surface soil that would impart an annual radiation dose of 15 millirem or 85 millirem to the hypothetical resident during the 1,000 year assessment period.

In order to carry out the original weapon-building mission, personnel at RFETS handled plutonium (Pu), americium (Am) and uranium (U) in a number of different operations. Rocky Flats plutonium was composed of Pu-238, Pu-239, Pu-240, Pu-241, Pu-242 and Am-241 (DOE, 1980), and the isotopes of uranium handled at RFETS are U-234, U-235 and U-238. Action levels in soils have been derived for Pu-238, Pu-239, Pu-240, Pu-241, Pu-242, Am-241, U-234, U-235 and U-238 in the environment.

To calculate the radiation dose to an individual, appropriate Dose Conversion Factors (DCF) must be chosen. These DCFs convert the radioactive material present in an exposure route to a radiation dose. The three exposure routes are the ingestion, inhalation and external gamma exposure from radioactive material in soil. DCFs are therefore available for the ingestion, inhalation and external exposure routes. The DCF for each exposure route differs with the chemical form of the radionuclide. The chemical form for americium, uranium and all daughter products were conservatively chosen so that the DCF would be maximized for each exposure route. The DCFs for plutonium were chosen based on the oxide form. For a detailed discussion of the chemical form of plutonium in the environment, see Appendix B, "Analysis of the Chemical Form of Plutonium in the Environment."

#### **4.4 Subsurface Soil Assessment**

Subsurface soils are defined from 15 cm below the ground surface to the top of the ground water table. There are no exposure pathways present for the open space, office worker or

hypothetical resident exposure scenarios to subsurface soils. Therefore, these exposure scenarios are not appropriate for subsurface soils. For this reason, the RFCA (RFCA, 1996) states that action levels derived for subsurface soils will be protective of surface water standards via ground water transport of radionuclides leached from subsurface soils. The surface water standard for radionuclides is the Maximum Contaminant Level (MCL) as defined by the RFCA.

The SCM for subsurface soils is represented by radionuclides first leaching from subsurface soils to ground water. The radionuclides in ground water are then transported to surface water where the radionuclide concentration cannot exceed the MCL. The subsurface soil action level is the smallest amount of a specific radioactive material in subsurface soil that would impart an MCL in surface water over the 1,000 year assessment period.

This subsurface soil SCM was examined closely by the radionuclide working group. The geohydrology of the RFETS was examined along with the subsurface soil transport properties of plutonium, americium, uranium and their daughter products. Also, the relationship between the subsurface soil SCM and the surface soil SCM was examined. The radionuclide working group came to the conclusion that a subsurface soil action level for radionuclides could not be developed at this time with the subsurface soil SCM defined by the RFCA. This conclusion was based on the variable characteristics of the SCM. This variability is attributable to 1) a water infiltration rate into the soil which varies both areally across the site and within the subsurface soils, 2) radionuclide-specific distribution coefficients that vary spatially within the subsurface soil, 3) a variable distance from a source of radioactive material in the subsurface soil to surface water and 4) a variable soil unsaturated/saturated zone thickness across RFETS. For these reasons, the radionuclide working group has decided to conservatively apply surface soil action levels to subsurface soils.

Currently there are efforts proceeding that may reduce the variability in the subsurface soil SCM. In the future, this variability may be reduced sufficiently to allow the application of the prescribed subsurface soil SCM. If this occurs, the current recommendation of the radionuclide working group may be modified.

## **SECTION 5**

### **ACTION LEVEL DEVELOPMENT**

#### **5.1 Introduction**

All of the ingredients for developing action levels for radionuclides in surface soils have been delineated in the preceding sections. A radiation dose limit has been established, the applicable exposure scenarios have been defined and the type of soil to be assessed has been defined. All of these facets allow the calculation of a surface soil action level for the open space exposure scenario, the office worker exposure scenario and the hypothetical future residential exposure scenario. Due to the complex nature of action level development, a computer model must be utilized to derive the action levels. The RESRAD computer model was selected for use since it fulfills all modeling requirements. Action levels were developed for the given exposure scenarios in surface soils. These action levels will be used as Tier I and Tier II action levels in the Action Levels and Standards Framework for Surface Water, Groundwater and Soils (RFCA, 1996).

#### **5.2 Computer Code Requirements**

There are a number of different processes that need to be assessed to derive action levels. Due to the complexity of each of these processes, it would be beneficial to have a computer code that would assess each of the following processes. For efficiency and compatibility reasons, the ideal computer code would incorporate all of the following processes. It is also important that the computer code(s) be validated and verified.

The first process that has to be modeled is the transport of radioactive material in surface soil to an individual. This transport can include soil transport in air, surface water, ground water and/or unsaturated zone pore water. For assessing surface soil, the most important

environmental transport process for deriving action levels is the air transport process. This is important for the inhalation exposure pathway. All other environmental transport processes serve to decrease the amount of radioactive material present in surface soil. This decrease in radioactive material over time increases the action level over time. All environmental transport processes modeled must be able to assess the movement of radioactive material and their daughter products over the 1,000 year assessment period.

The second process that needs to be examined is the exposure of a receptor to the radioactive material in the soil. There are four exposure pathways that need to be assessed by the chosen computer code. These pathways include incidental ingestion of soil, inhalation of resuspended soil, external gamma exposure from radionuclides in the soil and ingestion of homegrown produce.

The next process to be concerned with is radiation dosimetry. Once the radioactive material enters the body, a radiation dose must be calculated so that an action level can be derived. There are three modes through which radioactive material can impart radiation dose to an individual. These are through the ingestion of radioactive material, the inhalation of radioactive material and external gamma exposure from radioactive material in soil. All three of these radiation dose modes need to be assessed for each radionuclide. Since a 1,000 year assessment period is required, the radiation dose from daughter products must also be assessed.

### **5.3 Computer Code Selection**

The RESRAD computer code (Argonne, 1993) was selected for use in deriving surface soil action levels because it meets all modeling requirements. RESRAD was developed at Argonne National Laboratory for the US Department of Energy (DOE) so that radiation dose

to an individual as well as action levels could be derived for radioactive material in soils. RESRAD can model all four of the above processes in an integrated manner and can assess daughter products over the 1,000 year modeling period. RESRAD has also been validated and verified (Argonne, 1994).

Surface soils can be physically modeled by the RESRAD code. Soils are broken down into layers within the code, and the top layer, at the ground surface, can be a cover or a contaminated zone. For deriving surface soil action levels, the contaminated zone is considered to be the surface soils with no cover. Underneath the contaminated zone, RESRAD has the capacity to model five separate uncontaminated/unsaturated layers before reaching ground water. This configuration meets the requirements for deriving action levels at the RFETS.

RESRAD can model the required environmental transport processes. It contains an air transport algorithm that looks at resuspension of radioactive material in soils and transport to an individual. The assessment of the air transport pathway is essential to calculating surface soil action levels. Unsaturated zone transport and ground water transport processes are also assessed within the RESRAD code. These two algorithms will allow leaching of radioactive material out of the surface soils for the 1,000 year assessment period. These unsaturated zone transport and ground water transport algorithms could be used in the future to model the leaching of contaminants from subsurface soils at the RFETS. With respect to environmental transport requirements, RESRAD meets the requirements for deriving action levels at RFETS.

The RESRAD code can model the four exposure pathways: incidental ingestion of soil, inhalation of resuspended soil, external gamma exposure from radionuclides in the soil and ingestion of homegrown produce. RESRAD can assess nine exposure pathways in total.

These exposure pathways are external gamma exposure, soil inhalation, plant ingestion, meat ingestion, milk ingestion, aquatic food ingestion, drinking water ingestion, soil ingestion and radon exposure. This shows the flexibility of the RESRAD code in assessing many different situations. Exposure pathways can be turned on and off in RESRAD depending on the specific situation. Concerning exposure pathways, this meets the requirements for deriving action levels at the RFETS.

The RESRAD code also has an extensive library of radionuclides in their radiation dosimetry module. This allows the calculation of radiation dose and action levels on the radionuclides of interest and on their daughter products over the 1,000 year modeling period. The radionuclide database includes inhalation, ingestion and external exposure Dose Conversion Factors (DCF). These DCFs are also available within RESRAD for the different chemical forms of radionuclides. Concerning the use of DCFs, this meets the requirements for deriving action levels at the RFETS.

#### **5.4 RESRAD Parameter Input Development**

There were four separate RESRAD computer runs that needed to be performed to obtain all required action levels. These included the following:

- \* An Open Space Exposure Scenario Assessed at the 15 Millirem Level
- \* An Office Worker Exposure Scenario Assessed at the 15 Millirem Level
- \* A Hypothetical Future Resident Assessed at the 15 Millirem Level
- \* A Hypothetical Future Resident Assessed at the 85 Millirem Level

There were 53 separate input parameters to the RESRAD code for the open space and office worker exposure scenarios. The hypothetical future resident had 83 separate input

parameters. The parameters for all of these exposure scenarios were chosen to be as site specific as possible to satisfy the requirements of the site conceptual model. When a site specific parameter was not available, the RESRAD default parameter was used. For a discussion of all parameter inputs with their selected values, see Appendix A, "Parameter Justification and RESRAD Output."

## **5.5 RESRAD Modeling Results**

Table 5-1, "Single Radionuclide Soil Action Levels," outlines the Tier I and Tier II action levels developed using RESRAD. The action levels in this table represent the radionuclide-specific activity in the soil that would impart a maximum radiation dose of either 15 millirem or 85 millirem to the given exposure scenario over the 1,000 year modeling period.

## **5.6 Use of RESRAD Modeling Results**

The action levels outlined above need to be applied in the field. To do this, a number of simplifying assumptions can be made while still assuring the protectiveness of the action levels. This simplification allows implementation of these action levels in an efficient manner.

The first simplification is that the number of radionuclides needing assessment at RFETS can be reduced. All uranium (U) radionuclides present at RFETS (e.g., U-234, U-235 and U-238) in the environment will be assessed with respect to their action levels. Appendix D, "Analysis of Assessment Needs for Rocky Flats Plutonium," outlines the reasons why the only constituents from Rocky Flats plutonium that need to be assessed in the environment are Pu-239, Pu-240 and Am-241. All isotopes of Rocky Flats plutonium were initially assessed

for completeness since plutonium in the nuclear fabrication process was composed of Pu-238, Pu-239, Pu-240, Pu-241 and Pu-242 (DOE, 1980). Am-241 is also contained in this mix of plutonium due to its ingrowth from Pu-241 (DOE, 1980). The plutonium found in the environment though will have different activities of plutonium and americium than what is found in the fabrication process because of radionuclide decay and ingrowth over time. In examining this decay and ingrowth with regard to radionuclide toxicity, it is shown in Appendix D that it is necessary to only assess Pu-239, Pu-240 and Am-241 in the environment.

The number of exposure scenarios that need to be examined can also be reduced. The more conservative of the Tier I action level for the open space exposure scenario and the Tier I action level for the hypothetical future resident will be applied in the buffer zone at RFETS. Also, the more conservative of the Tier I action level for the office worker exposure scenario and the Tier I action level for the hypothetical future resident will be applied in the industrial area at RFETS. These comparisons were made and the result is that the Tier I action level in the buffer zone will be based on the hypothetical future resident exposure scenario and that the Tier I action level in the industrial area will be based on the office worker exposure scenario. Table 5-2, "Tier I & II Soil Action Levels," outlines the soil action levels after the above simplifications are made.

To assure that the soil action levels will be protective of human health when multiple radionuclides are present, the sum of the radiation doses from all radionuclides in soil must not exceed the Tier I or Tier II dose limit of 15 millirem or 85 millirem. A "Sum of Ratios" method will be used when more than one radionuclide is present in soils. Table 5-3, "Sum of Ratios Example," outlines this method. First, a ratio is formed for each radionuclide by dividing the activity of the radionuclide found in soils by the appropriate soil action level. This ratio actually represents the fraction of the radiation dose from the action level. In Table 5-3, the action level chosen for comparison is the Tier II action level for RFETS which is the

hypothetical future resident assessed at the 15 millirem level. In this example, the radiation dose from U-235 is 1% of 15 millirem or 0.15 millirem at a soil activity of 0.3 pCi/gram. Therefore, when the ratio from each radionuclide is summed, this ratio sum is the fraction of the radiation dose limit for the action level. In Table 5-3, the sum of the ratios is 0.22 or 22% of 15 millirem. In this example, the Tier II action level is not exceeded since the sum of ratios is less than or equal to 1.0. If the sum of ratios exceeded 1.0, the action level would be exceeded.

The action levels for americium and plutonium together can also be calculated since the activity of Am-241 is about 18% of the Pu-239+Pu-240 (Pu-239/240) activity in the environment (Ibrahim, 1996). Given this activity ratio, the action level for Am-241 and Pu-239/240 can be computed so that the sum of their radiation doses equals either 15 or 85 millirem to the appropriate exposure scenario. Table 5-2 includes an example of these adjusted action levels for Am-241 and Pu-239/240 if they are the only radionuclides present in soil. Since the 18% ratio actually varies in the environment, site specific data will be used to make action level comparisons. If uranium is also present in the soil, then the contribution to the radiation dose from the uranium also needs to be assessed so that the Tier I and/or Tier II action level basis is not exceeded.

Chemical action levels are risk-based, and chemical risk is considered additive when multiple chemicals are present. Radionuclide action levels are dose-based, and radiation dose is considered additive when multiple radionuclides are present. Chemicals and radionuclides will be assessed independently on a project-specific basis using methodology that is protective of human health and the environment. The cumulative effects of chemicals and radionuclides will be assessed on a project-specific basis if the chemical risk and the radionuclide dose are near their respective Tier I action levels.

## 5.7 Action Level Uncertainties

The calculated values recommended as action levels are based on several assumptions which have associated limitations. These include:

1. The regulatory basis for developing these action levels is EPA's draft rule, 40CFR196, which is not yet final and may be changed before it is promulgated.
2. Any environmental computer model, including the RESRAD model, has inherent limitations with regard to precise simulation of the actual environment. Some of these limitations involve which input parameters are chosen to represent the complex natural setting which may vary across a large site. Environmental transfer factors and dose conversion factors used in the model may not always reflect site-specific conditions.
3. There are inherent uncertainties in estimating either dose or risk from ionizing radiation.
4. Institutional controls will eliminate the ground water ingestion pathway by establishing specific land uses and controls on ground water use. A basic assumption of RFCA is that ground water from contaminated areas of the site is captured, controlled and measured within the surface water system before leaving the site. An additional assumption is that the small amount of shallow ground water is not a sustainable, viable source of residential drinking water.
5. Attachment 5 of RFCA requires subsurface soil action levels to be protective of surface water standards via ground water, and surface soil action levels to be

protective of surface water standards via runoff. Existing data supports the proposition that radionuclides in soil are stable and relatively immobile. This is the basis for determining not to include these transport pathways in the modeling done to develop the proposed action levels. It is also assumed that actions required by the proposed action levels for radionuclides in soil (removals and/or stabilization) will provide sufficient protection for surface water. Those actions will control the worst areas of radiological contamination in soils, and so far, even these areas have not impacted surface water above the 0.15 pCi/L level at the point of compliance.

6. The proposal to set subsurface soil action levels equal to surface soil action levels assumes there will be no uncontrolled human exposure to subsurface soils and presumes that surface soil action levels will be protective of surface water via ground water. It is also assumed that the proposed surface soil action levels are lower than values that any subsurface soil modeling would produce.

This working group acknowledges that in the future, new regulations, different guidance, improved calculation methods and models and better input parameters will likely become available. As this new information becomes available it will be considered in accordance with paragraph 5 of RFCA.

**TABLE 5-1**  
**SINGLE RADIONUCLIDE SOIL ACTION LEVELS**

| <b>Radionuclide</b> | <b><u>TIER I</u><br/><u>ACTION</u><br/><u>LEVEL</u></b><br><br><b>Open Space<br/>Exposure<br/>Scenario,<br/>Surficial Soils<br/>Exposure,<br/>15 Millirem<br/>Dose Limit<br/>(pCi/gram)</b> | <b><u>TIER I</u><br/><u>ACTION</u><br/><u>LEVEL</u></b><br><br><b>Office Worker<br/>Exposure<br/>Scenario,<br/>Surficial Soils<br/>Exposure,<br/>15 Millirem<br/>Dose Limit<br/>(pCi/gram)</b> | <b><u>TIER I</u><br/><u>ACTION</u><br/><u>LEVEL</u></b><br><br><b>Hypothetical<br/>Residential<br/>Exposure<br/>Scenario,<br/>Surficial Soils<br/>Exposure,<br/>85 Millirem<br/>Dose Limit<br/>(pCi/gram)</b> | <b><u>TIER II</u><br/><u>ACTION</u><br/><u>LEVEL</u></b><br><br><b>Hypothetical<br/>Residential<br/>Exposure<br/>Scenario,<br/>Surficial Soils<br/>Exposure,<br/>15 Millirem<br/>Dose Limit<br/>(pCi/gram)</b> |
|---------------------|---|--|---|--|
| Americium-241       | 1283  | 209  | 215   | 38   |
| Plutonium-238       | 10580   | 1164   | 1529  | 270  |
| Plutonium-239       | 9906  | 1088   | 1429  | 252  |
| Plutonium-240       | 9919  | 1089   | 1432  | 253  |
| Plutonium-241       | 48020   | 7801   | 19830   | 3499   |
| Plutonium-242       | 10430   | 1145   | 1506  | 266  |
| Uranium-234         | 11500   | 1627   | 1738  | 307  |
| Uranium-235         | 1314  | 113  | 135   | 24   |
| Uranium-238         | 5079  | 506  | 586   | 103  |

\* The action levels in this table apply to single radionuclides only which does not exist at RFETS. See text for application of these action levels.

## **SECTION 6**

### **REFERENCES**

#### **References**

Argonne, 1993 - Manual for Implementing Residual Radioactive Material Guidelines Using RESRAD, Version 5.0, Environmental Assessment and Information Sciences Division, Argonne National Laboratory, ANL/EAD/LD-2, September 1993

DOE, 1980 - Final Environmental Impact Statement, Rocky Flats Plant Site, Golden, CO, US Department of Energy, DOE/EIS-0064, April 1980

DOE, 1995 - Phase II RFI/RI Report, 903 Pad, Mound and East Trenches Area, Operable Unit Number 2, Draft Final, US Department of Energy, May 1995

Ibrahim, 1996 - Comparative Distribution of Am-241 and Pu-239/240 in Soils Around the Rocky Flats Environmental Technology Site, Health Physics, Vol. 70, No. 4, April 1996

ICRP, 1977 - International Commission on Radiological Protection (ICRP), Recommendations of the ICRP, ICRP Publication 26, 1977

RFCA, 1996 - Rocky Flats Cleanup Agreement, Joint Agreement between the US Department of Energy, the US Environmental Protection Agency, the Colorado Department of Public Health and Environment and the State of Colorado, dated July 19, 1996

## **Appendix M**

### **PROCESS DESCRIPTION FOR EVALUATING IMPACTS TO SURFACE WATER AND ECOLOGICAL RESOURCES**

## **APPENDIX M**

### **Process Description for Evaluating Impacts to Surface Water and Ecological Resources**

#### **1.0 INTRODUCTION**

The purpose of this appendix is to provide a "process description" to integrate the goals and objectives of groundwater monitoring, hydrogeologic characterization, and remedial actions at RFETS. The intent of this process description is not to prescribe specific analyses that must be performed, but to present a general approach that defines how groundwater contamination at RFETS will be assessed and addressed. By developing an integrated process, it is expected that the basis for decisions regarding the need for remediation and the evaluation of remediation performance will be consistent and will effectively protect surface water and ecological resources.

In essence, the groundwater contamination assessment and remediation evaluation process consists of the following phases:

- Initial determination of actual or potential groundwater contamination.
- Development of a conceptual model based on adequate characterization of the source, nature, and extent of groundwater contamination.
- Evaluation of whether contaminated groundwater has or will adversely impact surface water and ecological resources.
- Evaluation of alternatives for mitigating groundwater contamination which impacts surface water or ecological resources, and the selection of an appropriate remedial action.
- Verification of the appropriateness or effectiveness of the selected remedial action.

In the following sections, each of these phases is discussed in more detail.

#### **1.1 INITIAL DETERMINATION OF GROUNDWATER CONTAMINATION**

This phase is intended to determine whether there is a potential contamination problem. During this phase, no attempt will be made to determine the cause of contamination or how the groundwater contamination is distributed. The evaluation of the presence or absence of groundwater contamination is the first threshold when determining if further action is required.

Previous groundwater monitoring programs such as the OU RI/RFI and Sitewide characterization activities have made an initial determination of the areas where groundwater is contaminated. The IMP provides for continued monitoring to assess changes in these areas of groundwater contamination and to identify new problem areas.

## **1.2 CHARACTERIZATION OF THE GROUNDWATER CONTAMINATION AREA**

The primary purpose for characterizing the nature and extent of groundwater contamination is to obtain sufficient data to support the development of a conceptual model of the problem area and to support the analyses necessary to evaluate the impact to surface water or ecological resources. Characterization may include, but is not limited to:

- Defining the extent of groundwater contamination
- Identifying potential source areas
- Defining hydrogeologic parameters (e.g., geology, hydraulic conductivity, porosity, piezometric elevations)
- Identifying potential receptor locations
- Defining the site-specific behavior of contaminants

### **1.2.1 Evaluation of Existing Data**

Once the available data has been compiled it can be used to develop a conceptual model of the groundwater contamination area. As the conceptual model is being formulated, ongoing evaluations will be performed to determine whether the data set is of sufficient quantity and quality to support the conceptual model. Some of the questions that should be answered include:

- Are the types of data adequate for the conceptual model (e.g., hydraulic conductivity, stratigraphic, and geologic, piezometric, water quality analyses for the contaminants of concern)?
- Is the quantity of data sufficient (e.g., spatial or temporal coverage)?
- Is the quality of the data set sufficient to address the program objectives (e.g., use of accepted analytical methods, meeting QA/QC objectives)?

If a consideration of these questions shows that the available data are inadequate, then additional data should be collected to fill the data gaps.

### **1.2.2 Collection of Additional Data**

Prior to collecting any additional data, the data quality objectives should be defined to provide a clear purpose for collecting the additional characterization data. For example, an objective might be to better delineate groundwater flow direction, or to determine concentration trends within specific wells. Once the data quality objectives have been defined, then the appropriate sampling program may be developed and implemented. At this stage, the new data is incorporated and the conceptual model refined. The data questions outlined above should be addressed to determine whether the conceptual model is valid.

### **1.2.3 Establishing Baseline Conditions**

The baseline assessment may have either of two purposes. The first purpose is to establish the current level of impacts to surface water or ecological resources. The second purpose may be to establish hydrogeologic conditions at specified locations prior to, during, or immediately after remediation.

In the first instance, the baseline case is used to determine whether changes in upgradient conditions will have an adverse or beneficial impact on downgradient surface water or ecological resources. In addition, the first type of baseline case can factor into the decision whether remediation or continued monitoring is the appropriate course of action to protect surface water or ecological resources. In the second instance, the baseline assessment will be the basis for evaluating how downgradient conditions change in response to upgradient remedial actions.

## **1.3 EVALUATION OF IMPACTS TO SURFACE WATER OR ECOLOGICAL RESOURCES**

Pursuant to the RFCA, "[p]rotection of all surface water uses with respect to fulfillment of the Intermediate and Long-Term Site Conditions will be the basis for making soil and ground water remediation and management decisions." Therefore, it is necessary to evaluate the current and future impacts of groundwater on surface water or ecological resources to ensure that these resources are protected.

The evaluation of impacts to surface water will focus on three areas: the direct discharge of groundwater or seeps to surface water; the impact of groundwater to a specified reach of the stream (surface water and alluvium) downgradient from the point of discharge; and the concentration of contaminants at downstream surface water monitoring locations.

Ecological impact assessments will be based on site-specific conditions. The impact evaluations may either be supported directly by the data, by the use of analytical methods, or, if necessary, through the application of numerical models. The determination of which method of analysis to use will be based on the issues that are to be addressed, the limitations inherent in the data, the accuracy of the desired results, or available resources.

## **1.4 EVALUATION OF ALTERNATIVE REMEDIAL ACTIONS**

Upon determination that contaminated groundwater has or may potentially impact surface water or ecological resources, alternative remediation scenarios should be evaluated. Alternative remedial actions include, but are not limited to:

- No action
- Source removal
- Source containment
- Plume containment
- Plume interception

Alternatives will be developed and considered on a site-by-site basis. The evaluation of alternatives will generally consist of the following steps:

1. Definition of remediation objectives;
2. Determination of whether the data and conceptual model will support the analyses necessary to evaluate the different alternatives;
3. Completion of an alternatives assessment including the evaluation of surface-water or ecological impacts during remedy implementation and in the future; and
4. Selection of an alternative that is protective of surface water and ecological resources.

The results of the alternatives analysis will be presented in a RFCA Decision Document. In essence, the documentation should summarize:

- The conceptual model describing hydrogeologic conditions
- The analytical tools used to evaluate the data
- The basis for selecting the parameters used for assessing system performance
- The type of impact, if any, to surface water or ecological resources
- How impacts have changed and may change with time
- The assessment of alternatives if remedial action is necessary

Within this context, the parties should reach a consensus regarding specific contaminant source areas, groundwater plumes, and the appropriate response.

## **1.5 VERIFICATION OF THE SELECTED REMEDIAL ACTION**

Once a selected remedial action has been implemented, it may be necessary to demonstrate that the action meets the prescribed remediation goals. To verify the adequacy of a remedial action, the performance criteria must be clearly defined. For example, the performance criteria for a source removal remedy would be quite different than the performance criteria for a plume intercept remedy. The effectiveness of the former could be easily demonstrated by a trend showing a reduction with time of contaminant concentrations in and immediately downgradient of the remediated area; whereas the effectiveness of a plume intercept system might be evaluated relative to water quality criteria at a point of compliance. The performance criteria will need to be defined on a case-by-case basis, accounting for the site- and contaminant-specific characteristics of different plumes.

## **APPENDIX N**

### **METHODOLOGY FOR UPDATED ENVIRONMENTAL RESTORATION RANKING**

#### **1.0 FISCAL YEAR 1996 - UPDATE ENVIRONMENTAL RESTORATION RANKING**

This document presents the fiscal year 1996 (FY96) update to the methodology presented in the RFCA Attachment 4, which contains the 1995 prioritized list of ER sites developed to select the top priority sites for remediation (DOE, 1995a). The environmental restoration ranking was developed to be used as an aid in planning and prioritizing remedial actions at RFETS. The sequence of remediation activities at RFETS has generally followed the prioritization. Other factors that also influence the remediation sequence are funding, project cost, resource availability, data sufficiency, and integration with other remedial and site activities. Prioritization accelerates the cleanup process of the worst sites first, and more quickly reduces risks to human health and the environment. The prioritization of cleanup targets also results in cost reductions by allowing better planning, and more efficient utilization of resources.

The 1995 prioritization methodology was developed by a working group of the EPA, the CDPHE, DOE, Kaiser-Hill, and RMRS staff and was implemented by RMRS. The result was a prioritized list of ER sites, including a list of ranked sites that require more information (DOE, 1995a). In accordance with RFCA Attachment 4, the ranking has been updated during FY96. The evaluation process is essentially the same as was used in the September 1995 ranking, with the following exceptions:

- ALF for Surface Water, Groundwater, and Soils (RFCA Attachment 5) values were used.
- The scoring scale was adjusted to reflect the greater range in ALF ratios.
- Impact to surface water was evaluated instead of mobility.
- A professional judgment factor was added to account for process knowledge.
- Groundwater plumes were evaluated and ranked separately from the contaminant source.
- Metals data for subsurface soils were not used, as ALF values were not available in time to be included in the evaluation.
- The secondary evaluation, which included project cost and schedule estimates has been omitted due to other planning activities ongoing at the RFETS.

#### **1.1 METHODOLOGY**

The ranking process detailed in RFCA Attachment 4 has been slightly modified for 1996 to incorporate the ALF and process knowledge. This ranking was generated by using concentrations of contaminants present at different sites, action levels for the appropriate media and location, and factors for impact to surface water, potential for further release, and professional judgment to develop a score for each site. The scores were then ranked to

determine which sites have the highest priority. This methodology is conservative and is used only to generate a list to prioritize remedial actions, and pre-remediation investigations. It is not meant to replace a formal risk assessment.

Ecological risk was also considered during the ranking. The recently completed ecological risk assessment was considered during evaluation of the Buffer Zone. There is no unacceptable ecological risk from Buffer Zone IHSSs under present conditions and exposure pathways. An ecological risk assessment has not been completed for the Industrial Area. Ecological factors were not considered when ranking IHSSs in this area.

The following steps were used in the 1996 ranking process:

- The existing analytical data were compared to background data.
- Data exceeding background were compared to the ALF Tier I and Tier II values.
- Ratios of Tier II ALF values to contaminant concentrations/activities were used for the ranking, unless Tier II values were not available.
- A column was added to the ranking sheet to note Tier I exceedances.
- The resulting ratios were converted to a score of 1 to 10.
- The impact to surface water was evaluated, and assigned a factor of 1 to 3.
- The potential for further release was evaluated, and a factor of 1 to 3 applied.
- Process knowledge of the site was evaluated, and a professional judgment factor of 0.5 to 2 applied.
- The results of the previous steps were multiplied to generate a score per site. This score was used to rank the ER sites.

Analytical data in RFEDS from 1990 to the present were evaluated for three media; surface soils, subsurface soils, and groundwater. The analytical data were extracted from RFEDS and compiled into data sets by media and analytical suite. The media-specific analytical data were compared to the media- and chemical-specific background M2SD. All data above the background M2SD were then compared to the appropriate Tier I and Tier II ALF values in RFCA. The draft radiological ALF values (See Appendix L) for surface soils were applied to both surface and subsurface soils. The ALF values for metals in subsurface soils were not agreed upon in time to be included in the 1996 ranking and metals data from subsurface soils were not used in the ranking. A review of the data suggests that this will not effect the ranking significantly.

All exceedances of the Tier I and II ALF values were tabulated for groundwater, subsurface soils, and surface soils at each sample location. The locations were plotted on maps using available survey information. Where no survey data is available, approximate locations were derived from work plan maps. The sample locations were assigned to areas-of-concern, IHSSs, and groundwater plumes based on the media, location of the exceedance, and the analyte.

### **Media Specific Evaluations**

**Groundwater** - Sitewide groundwater data were compared to background M2SD values presented in the 1993 *Background Geochemical Characterization Report* (DOE, 1993a). Groundwater data were then compared to the Tier I and Tier II ALF values. All well locations where a chemical concentration exceeds a Tier I or Tier II ALF value were plotted. The locations were then associated with the most probable source area and known groundwater plumes. Ratios of analyte concentrations to the Tier II ALF values were used in the scoring.

**Subsurface Soil** - All available subsurface soil data collected since 1990 were compared to subsurface soil background M2SD values (DOE, 1993a). The data for volatile organic compounds were compared to the Tier I ALF values (there are no Tier II values), the radiological activities were compared to the surface soil Tier I and Tier II ALF values. The ALF values for metals in subsurface soils were not agreed upon in time to be included in the 1996 ranking. The locations of all borings, where a chemical concentration exceeded an ALF value, were plotted and associated with the most likely source area.

**Surface Soil** - All available surface soil data for metals and radiologicals were compared to M2SD background values computed from data presented in the Background Soil Characterization Program (DOE, 1995c). The inorganic and radiological results above background and all data for organic compounds were compared to the Tier I and Tier II ALF values for surface soil. Within the boundaries of the Industrial Area OU, the surface soil data were compared to office worker ALF values. In the Buffer Zone OU, the surface soil data were compared to open space ALF values. The ALF exceedances were plotted to determine the most likely source area, IHSS or group of IHSSs, using the most common wind patterns. Ratios of analyte concentrations to the Tier II ALF values were used in the scoring.

### **Chemical Score Tabulation**

All ALF exceedances were tabulated by IHSS, group of IHSSs, or source area. The chemical score was calculated for each media, within each site, by adding the maximum ratio for each analyte per media. The groundwater, subsurface soil, and surface soil scores were then summed to generate a total score per site. This is a conservative approach that allows the sites to be judged on a uniform basis.

A separate score was derived for each groundwater plume by evaluating only the groundwater exceedances. A risk score was calculated for each plume, as above, by adding the maximum ALF ratios for groundwater contaminants associated with all sites within the estimated plume area. This method results in groundwater being used twice; once in the scoring of sources, and again for the scoring of groundwater plumes. The total chemical scores were graded using the following table so that the risk component of the ranking system would be weighted similarly to the other components. The table has been adjusted from the 1995 methodology due to the increase in the range of the scores.

| Total Chemical Score | ALF/PPRG Score |
|----------------------|----------------|
| >20001               | 10             |
| 10001-20000          | 9              |
| 5001-10000           | 8              |
| 1001-5000            | 7              |
| 501-1000             | 6              |
| 251-500              | 5              |
| 126-250              | 4              |
| 75-125               | 3              |
| 26-75                | 2              |
| 1-25                 | 1              |

### **Surface Water Impacts**

The impact of contamination at a site on surface water quality was evaluated and each site was assigned a factor of 1 to 3 to indicate the impact on surface water from each site. The impact to surface water factors were assigned on a scale of 1 to 3 as follows:

1. Contaminants that are immobile in the environment or for which there is no pathway to surface water. Radionuclides and metals were given a score of one unless adjacent to surface water, or on a steep slope bordering surface water. A factor of one was used where engineered structures are in place that prevent the spread of contaminants.
2. This rating was applied where contaminants have or are expected to have an impact on surface water at the Tier II ALF level (MCL).
3. This rating will apply where there is a documented or probable impact to surface water above the Tier I ALF value (100 x MCL).

### **Potential for Further Release**

This factor takes into account the potential for additional release of contaminants into the environment and includes cross-media movement of contaminants within the environment. Sites were assigned a value of 1 to 3 based on the following criteria:

### **Professional Judgment**

A professional judgment factor was added to this year's ranking based on process knowledge not represented by the other factors. The reasons for assigning the professional judgment factor are given in the comment column of the ranking. The values for this factor are:

- 0.5 The ranking overestimates the priority of a site. This was used if a risk assessment or conservative screen has been completed indicating an acceptable risk, but the site ranks high on the priority listing.

- 1 The ranking reflects process knowledge of a site.
- 2 The ranking underestimates the priority of a site. This may be due to a lack of data, coupled with process knowledge of significant releases.

### **Total Score and Ranking**

The total score was calculated by multiplying the ALF score times the impact to surface water, potential for further release, and professional judgment factors. A formal risk assessment is a more precise evaluation of the same data, and, where risk assessment data exist, it was used to refine the ranking of the sites through the use of the professional judgment factor.

Where insufficient data currently exist to rank sites, these sites were assigned to the category of needs further investigation (INV) and ranked using the professional judgment factor. This placed them on the ranking above known low-risk sites. As data become available, the ranking for these sites will be updated.

The Solar Ponds groundwater score was calculated without using data from an upgradient well which shows the effects of an upgradient plume. This well was used in the calculations for the groundwater score for IHSS 118.1 and the carbon tetrachloride spill plume.

Where analytical data and process knowledge indicate that there are localized areas of contamination, the associated data was eliminated from site evaluation, and was assigned to a hot spot list. These sites will be evaluated to verify that these are hot spots. Most of the localized extent sites are polychlorinated biphenols (PCB) sites, including a PCB site in IHSS 150.6 and those surrounding Bowman's Pond. The Old Landfill has analytical data indicating the presence of small radiological anomalies at the surface. Best management practices will be used on these hot spots as part of the final remedy for the Old Landfill.

Radium 226 and 228 data were not evaluated for the following reasons:

- Radium 226 and 228 are not listed as having been used at RFETS in either the Historical Release Report (DOE, 1992a) or the *Project Task 3/4 Report: Reconstruction of Historical Rocky Flats Operations and Identification of Release Points* (ChemRisk, 1992).
- The decay chains and half-lives of decay products make it highly unlikely that significant amounts of radium 226 or 228 would have accumulated by radioactive decay of radionuclides known to have been used at RFETS.
- The soils and groundwater in the foothills to the west of RFETS are known to have high levels of both uranium (total) and radium 226.
- The background amount for radium 226 in surface soil has a PPRG ratio of 48. Therefore, any surface soil analytical result above background would skew the prioritization score to a higher result. This is not justified given the information on usage and natural occurrence.

## **APPENDIX O**

### **1.0 EXAMPLE OF HISTORICAL RELEASE REPORT UPDATE**

#### **PAC REFERENCE NUMBER: NW-195**

IHSS Reference Number: 195, Operable Unit 16  
Unit Name: Nickel Carbonyl Disposal  
Approximate Location: N754,500; E2,083,000

#### **Date(s) of Operation or Occurrence**

March through August 1972

#### **Description of Operation or Occurrence**

From March through August 1972, cylinders of nickel carbonyl were disposed in a dry well located in the buffer zone. The cylinders were opened inside the well and vented with small arms fire to allow decomposition in air (DOE 1994b).

#### **Physical/Chemical Description of Constituents Released**

Nickel carbonyl vapors are denser than air. Consequently, the vapors collected and decomposed in the bottom of the well. Because these vapors ignite spontaneously, ignition occurred either immediately after release into the well or sometime after collection at the bottom of the well (DOE 1992a, 1992b).

#### **Response to Operation or Occurrence**

After 24 hours of placement in the well, the cylinders were removed from the hole, vented by small arms fire, and buried in the Present Landfill. Two cylinders became stuck in the hole and were buried in place. A minimal amount of nickel carbonyl was probably released to the atmosphere during disposal. Samples (presumably of air) from the lip of the well taken after the initial disposal indicated nickel carbonyl concentrations of approximately 10 parts per million being released during disposal (DOE 1992a, 1992b). This IHSS was then studied in accordance with the IAG as part of OU 16 (DOE 1992b).

#### **Fate of Constituents Released to the Environment**

Nickel carbonyl is highly volatile and readily decomposes in the presence of oxygen, forming nickel oxide. Nickel oxide is highly insoluble in groundwater. For every gram (0.002 pound)

of nickel oxide in contact with typical groundwater, approximately 10–26 microgram of nickel per liter is transferred to solution. Wind dispersion subsequently disseminated the nickel oxide particles, which therefore would not be detected at concentrations exceeding background. IHSS 195 does not pose a risk to human health and the environment because there are no viable transport pathways.

**Action/No Action Recommendation**

Based on information presented in the *Final No Further Action Justification Document for Operable Unit 16, Low-Priority Sites* (DOE 1992b), a CAD/ROD recommending no action under CERCLA for IHSS 195 was prepared, and received final approval on October 28, 1994 (see attached declaration).

**Comments**

None.

## APPENDIX P

### 1.0 ADMINISTRATIVE RECORD DOCUMENT IDENTIFICATION

In assessing the relevance of a document to the AR, there are two basic questions: 1) could the document be used or relied upon in deciding how to clean up an IHSS, and 2) will the document be used to inform or involve the public in the clean up of IHSSs at Rocky Flats? A document does not need to be specific to an IHSS to be considered for its remediation. An example would be a document outlining procedures for protecting endangered species at Rocky Flats. While this does not address itself to any particular IHSS, all proposals for remediation would have to take the endangered species procedure into consideration.

Below are some specific documents types that would be included in the AR. Documents generally excluded from the AR are listed in the Level 1 procedure, 1-F78-ER-ARP.001, *CERCLA Administrative Record Program* (RMRS, 1994b).

In accordance with 40 CFR § 300.810, the AR for the selection of a response action may contain the following types of documents.

1. Documents containing factual information and data, and analysis of the factual information and data that form a basis for the selection of a response action, such as the following:
  - CEARP reports
  - RI/FS Work Plan
  - Amendments to the Final Work Plan
  - SAP, consisting of a QAPjP and a FSP
  - Validated and verified sampling and analysis data
  - Chain of Custody forms
  - Site inspection and evaluation reports
  - Data summary sheets
  - Technical and engineering evaluation performed for the site
  - IHSS-specific health and safety plans
  - Documents supporting the lead agency's determination of imminent and substantial endangerment assessment
  - Documentation of applicable of relevant and appropriate requirements

- RI/FS Report
  - RFI/RIs
  - RFI/RI TMs
  - Data submitted by the public, including potentially responsible parties
2. Documents received, published, or made available to the public for remedial actions or removal plans, such as:
- RFSIPIP
  - PP
  - Public notices of AR availability and public comment periods
  - Documentation of public hearings
  - Public comments
  - Transcripts of public meetings
  - Response to significant comments
  - Responses to comments from state or federal agencies
3. Other information, such as:
- AR File Index
  - Documentation of State involvement
  - Health assessments
  - Natural Resource Trustee notices and responses, findings of fact, final reports and natural resource damage assessments
  - Decision documents rising from dispute resolutions
  - Decision documents rising from dispute resolutions
4. Decision Documents, such as:
- IM/IRA
  - RODs, including responsiveness summary
  - Explanations of significant differences
  - Amended RODs and underlying information
5. For CERCLA sites with a history of RCRA activity, any relevant RCRA information that may be considered or relied on in selecting the CERCLA response action.
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